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BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

DOCUMENTS DEPT

JUL - 7 2006

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Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, July 11, 2006 2:00 PM

Regular Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Dufty, Peskin, Mirkarimi, Elsbernd	Wednesday 1:00 PM
City and School District Select Committee Supervisors Ammiano, Maxwell, Ma, Commissioners Chin, Kelly, Wynns	2nd Monday (Bi-monthly) 4:00 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Dufty, Ma	1st and 3rd Monday 1:00 PM
Government Audit and Oversight Committee Supervisors Ammiano, Alioto-Pier, Peskin	2nd and 4th Monday 1:00 PM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Wednesday 1:00 PM
Rules Committee Supervisors Mirkarimi, Elsbernd, Ammiano	Thursday 10:00 AM
Select Committee on Ending Gun and Gang Violence Supervisors Maxwell, Mirkarimi, Ammiano	1st and 3rd Monday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383

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Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
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Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

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Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Motion to approve Board Meeting Minutes for June 6, June 13 and June 20, 2006.

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 5

Recommendations of City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Ma

1. 060083 **[Public Works Code – enclosure of garbage receptacles]**
Supervisors McGoldrick, Ma
Ordinance amending Public Works Code Section 170 to require that garbage receptacles, after collection, be returned to an enclosed area or other area that blocks views of the receptacle from the public right-of-way; and making environmental findings.

6/27/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

2. 060539 [Modifying the driving requirement for designated taxi company key personnel]
Supervisor Elsbernd
Ordinance amending the San Francisco Police Code by adding Section 1081.5, to modify the driving requirement for designated taxi company key personnel.

6/27/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, McGoldrick

3. 060266 [Japantown Special Use District]
Supervisors Mirkarimi, Ma
Ordinance adding Planning Code Section 249.31 to establish the Japantown Special Use District for property generally bounded by Bush Street, Geary Boulevard, Laguna Street, and Fillmore Street, as defined herein, to require conditional use authorization and additional Planning Commission findings for specified uses, and to require specified notice, including additional posted notice; amending Planning Code Section 703.3 to require conditional use authorization for the establishment of formula retail uses in this District; amending the City's Zoning Map Sectional Map 2SU to reflect the boundaries of this District; requiring a report on the status of this District; and making environmental findings and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.

6/27/2006, PASSED ON FIRST READING. Supervisor Ma requested to be added as a co-sponsor.
Question: Shall this Ordinance be FINALLY PASSED?

4. 060668 [Landmark Designation of 557 Ashbury Street/1500-1512 Haight Street (the Richard P. Doolan/Norman T. Larson Residence and Storefronts)]
Supervisors Mirkarimi, Peskin, Elsbernd
Ordinance Designating 557 Ashbury Street/1500-1512 Haight Street, the Richard P. Doolan/Norman T. Larson Residence and Storefronts, as a Landmark under Planning Code Article 10; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings
(Planning Department)

6/27/2006, PASSED ON FIRST READING. Supervisor Elsbernd requested to be added as a co-sponsor.
Question: Shall this Ordinance be FINALLY PASSED?

5. 060824 [Authorizing the Port to award a contract, without competitive solicitation, for the crushing, removal, and/or disposal of debris and/or contaminated soils on Pier 94, Seawall Lot 352]
Mayor
Ordinance authorizing the Port of San Francisco to award a contract, without competitive solicitation, for the crushing, removal, and/or disposal of construction demolition debris and/or contaminated soils on Pier 94, Seawall Lot 352.

6/27/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

Present: Supervisors Daly, Peskin, Mirkarimi, Elsbernd

6. 060247 [Minimum Wage Implementation and Enforcement]
Supervisors Maxwell, Ammiano, Daly, Mirkarimi, McGoldrick
Ordinance (1) amending Chapter 12R of the San Francisco Administrative Code (Minimum Wage Ordinance) to impose an annual fee upon employers to defray the City's costs of implementing and enforcing the Minimum Wage Ordinance, (2) expanding the powers and duties of the Office of Labor Standard Enforcement to implement and enforce the Minimum Wage Ordinance, and (3) making findings pursuant to the California Environmental Quality Act, Public Resources Code Section 21080(b)(8)(A), that the regulatory fees imposed by this ordinance are not a "project" and that such fees are imposed for the purpose of meeting operating expenses of the Office of Labor Standards Enforcement or successor department of the City and County of San Francisco, including employee wage rates, fringe benefits and other direct and indirect overhead charges, attributable to the implementation and enforcement of the Minimum Wage Ordinance.
(Fiscal impact.)
(Supervisor Elsbernd dissented in committee.)

6/13/2006, CONTINUED. Continued to June 20, 2006
6/20/2006, CONTINUED. Continued to June 27, 2006
6/27/2006, CONTINUED. Continued to July 11, 2006
Question: Shall this Ordinance be PASSED ON FIRST READING?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present Supervisors Daly, Dufty, Peskin, Mirkarimi, Elsbernd

7. 060728 **[Public Employment, Fiscal Year 2006-2007]**
Mayor
Consolidated Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2007, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.
Fiscal Impact.

(Charter Section 9.100 provides the Board shall not adopt the Budget eariler than July 15, 2006 nor later than August 1, 2006.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

8. 060729 **[Government Funding, Fiscal Year 2006-2007]**
Mayor
Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2007.
Fiscal Impact.

(Charter Section 9.100 provides the Board shall not adopt the Budget eariler than July 15, 2006 nor later than August 1, 2006.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

9. 060738 **[Treasure Island Development Authority Budget]**
Mayor
Resolution approving the Budget of the Treasure Island Development Authority for fiscal year 2006-2007.
Fiscal Impact.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Daly, Dufty, Mirkarimi, Elsbernd

10. 060739 [Redevelopment Agency Budget and Bonds]

Mayor

Resolution approving the Budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2006-2007; approving the Issuance by the Agency of Bonds in an aggregate principal amount not to exceed $146,850,000 for the purpose of financing a portion of Redevelopment activities as described in such approved Budget for fiscal year 2006-2007.

Fiscal Impact.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Daly, Dufty, Peskin, Mirkarimi, Elsbernd

11. 060767 [Increasing from $35.00 to $50.00 the maximum fee that the Treasurer is authorized to charge for personal checks that are returned without payment]

Mayor

Ordinance amending Chapter 10, Article I of the San Francisco Administrative Code by amending Section 10.13-1 to increase from $35.00 to $50.00 the maximum amount that the Treasurer is authorized to charge if a personal check offered in payment for any license, permit, fee, fine or obligation owing to the City and County of San Francisco, is returned without payment.

Question: Shall this Ordinance be PASSED ON FIRST READING?

12. 060769 [Increasing Arts Commission Civic Design Review Fees]

Mayor

Ordinance amending the San Francisco Administrative Code by amending section 3.19A to increase administrative fees for Arts Commission civic design review and making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

13. 060697 [Fee Adjustments for Planning Department Services]

Supervisor Peskin

Ordinance amending the San Francisco Administrative Code by amending Sections 31.22 and 31.23 to adjust fees for Planning Department services; and making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

14. 060699 [Fee Adjustments for Planning Department Services]

Supervisor Peskin

Ordinance amending the San Francisco Planning Code by amending Article 3.5 to adjust fees for Planning Department services; and making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Daly, Dufty, Peskin, Elsbernd

15. 060771 **[Recreation and Park Department – Fees at Harding Park and Fleming Golf Courses]**
Mayor
Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, Section 12.12, to increase the fees at Harding Park and Fleming Golf Courses.
(Supervisor Daly dissented in Commitee.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Daly, Dufty, Mirkarimi, Elsbernd

16. 060772 **[Recreation and Park Department - Kezar Parking Fees Increase]**
Mayor
Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, Section 12.08, to increase the fees for parking at the Kezar Parking Lot.

Question: Shall this Ordinance be PASSED ON FIRST READING?

17. 060773 **[Recreation and Park Department - Professional Tennis Lesson Fees]**
Mayor
Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, by adding Section 12.41, to charge fees for professional tennis lessons.

Question: Shall this Ordinance be PASSED ON FIRST READING?

18. 060775 **[Recreation and Park Department - Coit Tower Fee Increase]**
Mayor
Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, Section 12.06, to increase the fees for admission to Coit Tower.

Question: Shall this Ordinance be PASSED ON FIRST READING?

19. 060776 **[Recreation and Park Department - Camp Mather Senior Camp Fees, Cancellation and Other Administrative Fees]**
Mayor
Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, Section 12.01, to add Camp Mather Senior Camp fees, and cancellation and other administrative fees; and amending Park Code Section 12.03 to add an administrative fee for changes made to the number of meals ordered after the reservation is final.

Question: Shall this Ordinance be PASSED ON FIRST READING?

20. 060777 **[Recreation and Park Department - Japanese Tea Garden Fee Increase]**
Mayor
Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, Section 12.05, to increase admission fees, reduce free hours, and allow discounts and promotions at the Japanese Tea Garden.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Daly, Dufty, Peskin, Mirkarimi, Elsbernd

21. 060778 [Public Works Code - Tree removal permit fee]

Mayor

Ordinance amending Public Works Code Sections 802 and 806 to establish a minimum in-lieu fee when tree planting requirements are waived or for the removal or destruction trees subject to Article 16 (the Urban Forestry Ordinance); to establish fees for removal of such trees based on the number of trees proposed for removal; and to provide for an annual adjustment of said fees; and making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

22. 060779 [Annual License Fees]

Mayor

Ordinance (1) amending the San Francisco Police Code by amending Section 2.26 to increase the annual license fees for Place of Entertainment Permits and Extended Hours Premises Permits, and (2) making findings pursuant to the California Environmental Quality Act, Public Resources Code Section 21080(b)(8)(A), that the adjustments to the annual license fees are not "projects" and that such annual license fees are imposed for the purpose of meeting operating expenses of the Entertainment Commission, including employee wage rates, fringe benefits and other direct and indirect overhead charges attributable to such annual licenses.

Question: Shall this Ordinance be PASSED ON FIRST READING?

23. 060780 [Amending Subsections of Section 106 of the San Francisco Fire Code to increase fees for services and permits]

Mayor

Ordinance making environmental findings and amending Sections 106.8, 106.8.2, 106.12, Table 106-A and Table 106-C of the San Francisco Fire Code to increase fees for Fire Department services and permits, to become operative on its effective date or on July 1, 2006, Whichever is later.

Question: Shall this Ordinance be PASSED ON FIRST READING?

24. 060781 [Authorizing the Treasurer and Tax Collector to charge a fee of $25 for issuing a duplicate Business Registration Certificate]

Mayor

Ordinance amending Article 12 of the San Francisco Business and Tax Regulations Code by adding Section 856.1 to authorize the Tax Collector to charge a fee of $25 for issuing a duplicate business registration certificate requiring a notation in the record of the loss or destruction of the original certificate and making a finding that the actions contemplated in this Ordinance are in compliance with the California Environmental Quality Act.

Question: Shall this Ordinance be PASSED ON FIRST READING?

25. 060782 [Patient Rates]

Ordinance amending Section 128 of the San Francisco Health Code to set patient rates and other services provided by the Department of Public Health, effective July 1, 2006.

Question: Shall this Ordinance be PASSED ON FIRST READING?

26. 060894 **[Proposition J Contract/Certification of Contracted-Out Services For Youth Services Program]**
Mayor
Resolution concurring with the Controller's certification that services previously approved under Proposition J can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following services: youth programs (Juvenile Probation).
(Fiscal impact.)

Question: Shall this Resolution be ADOPTED?

27. 060988 **[Redevelopment Agency Loan Agreement]**
Resolution approving the execution of the Bayview Hunters Point Redevelopment Project Area and Survey Area Loan Agreement in a principal amount not to exceed $921,000 for implementation and planning activities and the Visitacion Valley Redevelopment Survey Area Loan Agreement in a principal amount of $531,000 for planning activities.
Version.

Question: Shall this Resolution be ADOPTED?

28. 060793 **[Aging and Adult Services Community Living Fund]**
Supervisors Alioto-Pier, Maxwell, Ammiano, Dufty, Ma
Ordinance amending the San Francisco Administrative Code by adding Section 10.100-12, to create an Aging and Adult Services Community Living Fund to fund aging in place and community placement alternatives, including programs and services provided in an individual's home, programs and services provided in assisted living facilities, supportive housing and congregate housing; and provide care and support for individuals who may otherwise require care within an institution.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Daly, Dufty, Elsbernd

29. 060784 **[Reimbursement resolution for proposed capital projects]**
Mayor
Resolution declaring the intent of the City and County of San Francisco to reimburse certain expenditures relating to the San Francisco General Hospital replacement project, the Hall of Justice replacement project, the Mission Bay Fire and Police Facilities project, the Auxiliary Water Supply System reconstruction and renovation project and the Forensic Crime Laboratory replacement project from the proceeds of future indebtedness; and making related findings.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Daly, Dufty, Mirkarimi

30. 060949 **[Approval of FY06-07 Expenditure Plan for the Human Services Care Fund]**
Supervisor Daly
Resolution approving the FY06-07 Expenditure Plan for the Human Services Care Fund.
(Fiscal impact.)

Question: Shall this Resolution be ADOPTED?

From the Budget and Finance Committee Without Recommendation

Present: Supervisors Daly, Dufty, Elsbernd

31. 060768 [Creation of Budget Savings Incentive Fund]
Mayor
Ordinance amending the San Francisco Administrative Code by repealing Section 3.17 and by adding Section 10.20, to create a Budget Savings Incentive Fund to implement cost-saving strategies and to allow for the reinvestment of those savings in one-time expenditures.
Fiscal Impact.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Ammiano, Alioto-Pier

32. 060801 [Multifamily Housing Revenue Bonds - Hotel Essex]
Supervisor Daly
Resolution declaring the intent of the City and County of San Francisco (the "City" to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing (the "Director") to submit an application and related documents to the California Debt Limit Allocation Committee ("CDLAC") permit the issuance of qualified multifamily housing revenue bonds in an aggregate principal amount not to exceed $13,000,000 for the Hotel Essex project; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $65,000 in accordance with the CDLAC procedures; authorizing the Director to certify CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the qualified multifamily housing revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of qualified multifamily housing revenue bonds by the City in an aggregate principal amount not to exceed $13,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the Application (as defined herein).

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, McGoldrick

33. 060698 [Downtown Plan Monitoring]
Supervisor Peskin
Ordinance amending the San Francisco Administrative Code by amending Chapter 10E to delete some of the data currently required in the Planning Department's annual Downtown Plan Monitoring report that details the effects of downtown growth, to change the date for submittal of the annual report to the Board of Supervisors, and to include additional data in the required five-year report.

Question: Shall this Ordinance be PASSED ON FIRST READING?

34. 060849 **[General Advertising Signs - Fees]**
Supervisor Peskin
Ordinance amending the Planning Code to add Section 358 to establish fees for Planning Department processing and review of General Advertising Sign Inventories, annual Inventory maintenance, Relocation Agreements, and in-lieu applications and to provide for annual adjustment of said fees; amending Section 604 to cross reference these fees; and adopting findings including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Maxwell, Sandoval, McGoldrick

35. 060483 **[Zoning - Western SoMa Planning Area Special Use District]**
Supervisor Daly
Ordinance amending the San Francisco Planning Code by adding Section 823 and amending Sheets 1SU, 7SU, and 8SU of the Zoning Map of the City and County of San Francisco to establish the Western SoMa Planning Area Special Use District in the area generally bounded by Mission Street to the north, Townsend Street to the south, Division Street to the west and 4th Street to the east, and consisting of the blocks and lots specifically set forth; and adopting findings including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b).
(Economic Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

36. 060482 **[Formula Retail Use; Public Notice - Western SoMa Planning Area SUD]**
Supervisor Daly
Ordinance amending the San Francisco Planning Code by adding Section 803.6 to designate formula retail as a conditional use in the Western SoMa Planning Area Special Use District and by adding Section 803.7 to require public noticing requirements for building permit applications in that Special Use District; adopting findings including environmental findings and findings of consistency with the General Plan and with the Priority Policies of Planning Code Section 101.1.
(Economic Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendation of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd

(Pursuant to the provisions of Rule 2.28.7 of the Board's Rules of Order, at least six days must intervene between the first appearance of a proposed Charter amendment before the Board as a referral from committee and any Board order of submission to the electorate. In accordance therewith consideration of the following proposed Charter amendments appropriately may be continued at least one week.)

37. 060380 **[Requiring Board of Supervisors to adopt parental leave policies for members of boards and commissions, including authorization to teleconference when physically unable to attend due to pregnancy or childbirth]**

Supervisor Alioto-Pier

Charter Amendment (Third Draft) to amend Sections 2.104 and 4.104 to require the Board of Supervisors to adopt parental leave policies for its members and for members of other boards and commissions, including, but not limited to, authorization to participate in meetings by teleconferencing when the member is physically unable to attend due to pregnancy or childbirth.

Question: Shall this Charter Amendment be SUBMITTED?

From the Rules Committee Without Recommendation

Present: Supervisors Mirkarimi, Elsbernd

38. 060673 **[Charter Amendment - Requiring the Mayor to appear personally at one regularly-scheduled meeting of the Board of Supervisors each month to engage in formal policy discussions with members of the Board]**

Supervisor Daly

Charter amendment (Third Draft) to amend Sections 2.103 and 3.100 to require the Mayor to appear personally at one regularly-scheduled meeting of the Board of Supervisors each month to engage in formal discussions with members of the Board and to authorize the Board to adopt rules and guidelines.

Question: Shall this Charter Amendment be SUBMITTED?

39. 060696 **[Charter Amendment - Setting the salary of the Mayor, City Attorney, District Attorney, Public Defender, Assessor-Recorder, Treasurer, and Sheriff]**

Supervisors Peskin, Alioto-Pier, Mirkarimi, Dufty

Charter amendment (Second Draft) to amend Section A8.409-1 to provide that the Civil Service Commission shall set the salary of the Mayor, City Attorney, District Attorney, Public Defender, Assessor-Recorder, Treasurer, and Sheriff every five years, with annual cost-of-living adjustments during the five-year salary cycle.

Question: Shall this Charter Amendment be SUBMITTED?

40. 060707 **[Charter Amendment - City Elections In Even-Numbered Years]**

Supervisors McGoldrick, Maxwell

Charter amendment (First Draft) to amend Section 13.101 and Article XVII to change the election cycle for the offices of Mayor, Sheriff, District Attorney, City Attorney and Treasurer so that these offices will be elected in even-numbered years; and to amend the definition of general municipal election so that such elections occur only in even-numbered years.

Question: Shall this Charter Amendment be SUBMITTED?

SPECIAL ORDER 3:00 P.M.

41. 060730 **[Public Hearing - Report of Assessment costs for sidewalk and curb repairs]**
Hearing of persons interested in or objecting to report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund.
(Clerk of the Board)

Action:_____

42. 060725 **[Report of assessment costs for sidewalk and curb repairs]**
Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund.
(Public Works Department)
(DPW Order No. 176,050. Locations: 1125 Alabama Street; 1522 Church Street; 370 Lexington Street; 1201 Mission Street; 371 Noe Street; 1157 Stanyan Street; 1348 South Van Ness Avenue.)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the Rules Committee at a Regular Meeting on Thursday, July 6, 2006 at 10:00 a.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, July 11, 2006.

43. 060835 [Appointment, Board of Appeals - Robert Haaland]

Supervisor Peskin

Motion approving the Board of Supervisors President Peskin's appointment of Robert Haaland to the Board of Appeals for the term ending July 1, 2010.

(Section 4.106 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved; companion measure to File 060836.)

Transmittal date - June 8, 2006.

Question: Shall this Motion be APPROVED?

The following item will be considered by the Budget and Finance Committee at a Special Meeting on Tuesday, July 11, 2006 at 10:00 a.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, July 11, 2006.

44. 051919 [San Francisco Health Care Security Ordinance]

Supervisors Ammiano, Daly, Mirkarimi, Dufty, Ma, McGoldrick, Maxwell, Peskin

Ordinance amending the San Francisco Administrative Code to add Chapter 14, Sections 14.1 through 14.8, to provide health care security for San Francisco residents by creating a public health access program for the uninsured, requiring employer paid health expenditures, identifying options for how an employer may make such expenditures, creating an advisory health access working group, and setting an operative date.

(Economic Impact)

Question: Shall this Ordinance be ~~FINALLY PASSED?~~ Passed on First Reading

45. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

46. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

47. 060950 **[Legislative Analyst Request - Housing Waiting Lists]**

Motion requesting the Legislative Analys to review existing housing waiting lists and recommend legislative solutions to create one list of housing availability for rental and ownership opportunities. Please advise on: (1) additional programs and services that could be marketed to this group including eviction prevention, down payment assistance and mortgage pre-qualification; and (2) the appropriateness of prioritizing San Franciscans who have been displaced by evictions. Please also provide assistance in developing and drafting legislation.

Question: Shall this Motion be APPROVED?

CLOSED SESSION

CONFERENCE WITH CITY ATTORNEY - Anticipated Litigation as Defendant

48. **060964** **[Closed Session - Potential Litigation - Telephone Users Tax]**
Motion that the Board of Supervisors convene in closed session with the City Attorney for the purpose of conferring with, or receiving advice from, the City Attorney regarding a recent ruling by the Internal Revenue Service (Notice 2006-50) that may result in litigation involving the City related to the Telephone Users Tax in San Francisco - Business and Tax Regulations Code Section 701, et seq. Government Code Section 54956.9(a) and San Francisco Administrative Code Section 67.10(d)(2) permit this closed session because discussion in open session concerning this matter would likely and unavoidably prejudice the position of the City in the potential litigation.
(City Attorney)

Question: Shall this Motion be APPROVED?

[Elect To Disclose]
Motion that the Board finds it is in the public interest to disclose information discussed in closed session, and directs the President immediately to disclose that information.

[Elect Not to Disclose]
Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations concerning the anticipated litigation listed above.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 49 through 69

49. 060953 **[Commending the inaugural celebration of FeelGood World's San Francisco Summit to end world hunger]**

Supervisor Dufty

Resolution commending the inaugural celebration of FeelGood World's San Francisco Summit to end world hunger.

6/27/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

50. 060954 **[Urging the City and County of San Francisco to protect our culture from the cultural attacks being waged upon it by non-citizen and non-English speaking residents]**

Supervisor Sandoval

Resolution urging the City and County of San Francisco to protect our culture from the cultural attacks being waged upon it by non-citizen and non-English speaking residents.

6/27/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

51. 060955 **[Urging UCLA to adjust its admission policies to ensure that all minorities, and African-Americans in particular, are appropriately represented in incoming undergraduate classes]**

Supervisor Sandoval

Resolution urging UCLA to adjust its admission policies to ensure that all minorities, and African-Americans in particular, are appropriately represented in incoming undergraduate classes.

6/27/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

52. 060956 **[Extending the term of service for the Power Plant Task Force; Amending Membership]**

Supervisor Maxwell

Resolution to extend the expiration date of the Power Plant Task Force from November 1, 2006 to June 1, 2007 and amending the membership from Nine to Seven Members.

6/27/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

53. 060957 [Ensure minimum quality standards for most petroleum and automotive products sold in California and ensure weighing devices function properly and accurately]

Supervisor McGoldrick

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept and expend a new grant in the amount of $7,350 from the California Department of Food and Agriculture (CDFA) combining two programs, the Petroleum Products Compliance program and the Weighmaster Enforcement Program; for the period of July 1, 2006 through June 30, 2007.

6/27/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

54. 060958 [Encouraging Nanosolar, Inc. to locate its solar manufacturing facility in San Francisco]

Supervisors McGoldrick, Ammiano, Dufty, Alioto-Pier, Maxwell

Resolution encouraging Nanosolar, Inc. to locate its solar manufacturing facility in San Francisco.

6/27/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

55. 060959 [Honoring Nancy Kwan and James Shigeta's return to San Francisco]

Supervisor Mirkarimi

Resolution honoring Flower Drum Song legends Nancy Kwan and James Shigeta's return to San Francisco.

6/27/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

56. 060960 [Need for Statewide Chemicals Policy]

Supervisor Mirkarimi

Resolution urging San Francisco's State delegation to support statewide efforts to act on the recommendations of the report from the University of California: "Green Chemistry in California: A Framework for Leadership in Chemicals Policy and Innovation" and to develop regulations and policies that promote the production and use of less toxic chemicals.

6/27/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

57. 060961 [Koshland Park--Gift-in-Place]

Supervisor Mirkarimi

Resolution accepting a gift in place valued at approximately $200,000 from the Friends of Recreation and Parks, a non-profit organization, to the Recreation and Park Department for Koshland Park.

6/27/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

58. 060915 **[Final Map - 1810 Polk Street]**
Motion approving Final Map 3630, a 13 Unit Mixed-Use Condominium Project, located at 1810 Polk Street being a subdivision of Lot 16 in Assessors Block No. 597, and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,101;-District 3.)

6/22/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Motion be APPROVED?

59. 060916 **[Final Map - 1638 Larkin Street]**
Motion approving Final Map 3499, a 8 Unit Residential Condominium Project, located at 1638 Larkin Street being a subdivision of Lot 17 in Assessors Block No. 217, and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,106; District 3.)

6/22/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

60. 060917 **[Final Map - 731 47th Avenue]**
Motion approving Map 1746, a 6 Unit Residential Condominium Project, located at 731 47th Avenue being a subdivision of Lot 5 in Assessors Block No. 1597, and adopting findings pursuant to the General Plan and City Planning Code Section 101.1 .
(Public Works Department)
(DPW Order No. 176,090; District 1.)

6/22/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

61. 060918 **[Final Map - 3184 Mission Street]**
Motion approving Final Map 3612, a 21 Unit Mixed-Use Condominium Project, located at 3184 Mission Street being a subdivision of Lot 46 in Assessors Block No. 6574, and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,134; District 9.)

6/22/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

62. 060919 **[Final Map - 1919 Octavia Street]**
Motion approving Final Map 1937, a 6 Unit Residential Condominium Project, located at 1919 Octavia Street being a subdivision of Lot 3 in Assessors Block No. 639, and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,052; District 2.)

6/22/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

63. 060920 **[Final Map - 2815 Diamond Street]**

Motion approving Final Map 3271, a 15 Unit Condominium Project, located at 2815 Diamond Street being a merger and re-subdivision of Lots 25A, 26, 27, 28 ,29 and 63 in Assessors Block No. 6745 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,133; District 8.)

6/22/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

64. 060921 **[Final Map - 1468 25th Street]**

Motion approving Final Map 2526, a 25 Unit Live-Work Condominium Project, located at 1468 25th Street, being a subdivision of Lot 62 in Assessor Block No. 4224, and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,131; District 10.)

6/22/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

65. 060922 **[Final Map - 3130 - 3134 Noriega Street]**

Motion approving Final Map 3259, a 9 Unit Residential Condominium Project, located at 3130 – 3134 Noriega Street being a subdivision of Lot 7 in Assessors Block No. 2011, and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,111; District 4.)

6/22/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

66. 060923 **[Final Map - 25 Sierra Street]**

Motion approving Final Map 3302, a 71 Unit Mixed-Use Condominium Project, located at 25 Sierra Street being a subdivision of Lot 60 in Assessors Block No. 4101, and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,097; District 10.)

6/22/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

67. 060937 **[Final Map - 188 King Street]**

Motion approving Final Map 1914, a 45 Unit Mixed - Use Condominium Project, located at 188 King Street being a subdivision of Lot 4A in Assessors Block No. 3794 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1
(Public Works Department)
(DPW Order No. 176,173; District 6.)

6/28/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Motion be APPROVED?

68. 060938 **[Final Map - 83-91 McAllister Street]**

Motion approving Final Map 3268, a 62 Unit Mixed - Use Condominium Project, located at 83 – 91 McAllister Street being a subdivision of Lot 32 in Assessors Block No. 351 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1
(Public Works Department)
(DPW Order No. 175,098; District 6.)

6/30/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

69. 060962 **[Final Map - 2572 3rd Street]**

Motion approving Final Map 1569, a 11 Unit Residential Condominium Project, located at 2572 3rd Street being a subdivision of Lots 38, 39, and 54 in Assessors Block No. 1569 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1
(Public Works Department)
(DPW No. 176,104; District 10.)

6/28/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

Questions on the For Adoption Without Committee Reference Agenda: _____

70. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from June 20, 2006 through July 3, 2006, for reference by President to appropriate committee on July 11, 2006.

060845 **[Extending existing restrictions on parking commercial vehicles in specified use districts to include vehicles with a gross combination weight rating in excess of 10,000 lbs.]**
Ordinance amending the San Francisco Traffic Code by amending Sections 63 and 63(A) to extend the restrictions on parking certain commercial vehicles in specified use districts to include vehicles with a gross combination weight rating in excess of 10,000 lbs.
(Parking and Traffic Department)

6/23/2006, ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 8/10/2006.

060926 **[Landmark Designation of the Doggie Diner sign, located in the median strip of Sloat Boulevard and 45th Avenue]**

Ordinance Designating the Doggie Diner sign, located in the median strip of Sloat Boulevard and 45th Avenue, as a Landmark under Planning Code Article 10; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings.
(Planning Department)

6/23/2006, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee. SUPPORTING DOCUMENTS: Planning Commission Resolution 17253; Landmarks Advisory Board Resolution 601 and Report.

PROPOSED RESOLUTIONS

Proposed resolutions received from June 20, 2006 through July 3, 2006, for reference by President to appropriate committee on July 11, 2006.

060844 **[Gift of Vacant Real Property - Kite Hill]**

Resolution accepting a gift of vacant real property adjacent to Kite Hill at 19th and Yukon Streets (Lot 023, Block 2701A) and placing such real property under the jurisdiction of the Recreation and Park Department; adopting findings pursuant to the California Environmental Quality Act; adopting findings that acceptance of this gift of real property is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to accept the Grant Deed and take certain actions in furtherance of this resolution.

060933 **[Muni 30-foot Hybrid-Electric Bus Procurement]**

Resolution approving the award of Contract No. 350-30 (Procurement of 30 30 Foot Low Floor Diesel Hybrid-Electric Coaches) between the City and County of San Francisco and Orion Bus Industries Inc., in an amount not to exceed $17,132,780.

6/23/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

060934 **[Parking Regulations]**
Resolution enacting and rescinding parking regulations at various locations.

RESIDENTIAL PERMIT PARKING AREA "G" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Geary Boulevard, north side, between Baker and Lyon Streets (2400 block).

TWO-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH
DeHaro Street, both sides, between 15th and 17th Streets.

TOW-AWAY, NO STOPPING, 3 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
TOW-AWAY, NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Sutter Street, north side, between Sansome and Montgomery Streets; and,
Sutter Street, both sides, between Montgomery and Kearny Streets

TOW AWAY, NO STOPPING, 7 AM TO 9 AM AND 4 PM TO 7 PM, MONDAY THROUGH FRIDAY - RESCIND
3rd Street, east side, between King and Brannan Streets.

TOW AWAY, NO STOPPING, 3:00 PM - 6:30 PM, MONDAY THROUGH FRIDAY - RESCIND
TOW AWAY, NO STOPPING 3 PM - 6 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Davis Street, west side, between Sacramento and California Streets.

TOW-AWAY, NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
South Van Ness Avenue, west side, from 13th Street to 19th Street

NO PARKING ANYTIME - ESTABLISH
Marin Street, north side, between 3rd and Illinois Streets.
(Parking and Traffic Department)
(6/20/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3202.)

6/23/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

060935 **[STOP Intersections]**
Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
France Avenue at Madrid Street, making this intersection an All-Way STOP; and,
Paris Street at France Street, making this intersection an All-Way STOP.
(Parking and Traffic Department)
(6/20/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3202.)

6/23/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

060936 **[Traffic Regulations]**
Resolution enacting and rescinding traffic regulations on various streets.

NO LEFT TURN, 4 PM TO 6 PM, EXCEPT SUNDAY - RESCIND
South Van Ness Avenue, northbound and southbound, at 16th Street

NO LEFT TURN, 7 AM TO 9 AM, 4 PM TO 6 PM, EXCEPT SUNDAY - RESCIND
South Van Ness Avenue, northbound and southbound, at 18th Street.
(Parking and Traffic Department)
(6/20/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3202.)

6/23/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

060963 **[Muni Thirty-foot Hybrid-Electric Bus Procurement]**
Muni Thirty-foot Hybrid-Electric Bus Procurement
Resolution approving the award of a sole source contract (Procurement of Thirty-foot Low Floor Hybrid-Electric Diesel Coaches) between the City and County of San Francisco and Orion Bus Industries, in an amount not to exceed $17,132,780.

6/29/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

060965 **[Accept-Expend U.S. Department of Homeland Security/UC Lawrence Livermore National Laboratory Grant]**
Resolution authorizing the Airport to accept and expend a grant in the amount of $10,000,000.00 from the U.S. Department of Homeland Security, administered by UC Lawrence Livermore National Laboratory for an Air Cargo Explosive Detection System Pilot Program.
(Airport Commission)

7/3/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

060998 **[Petitions and Communications, Part 1]**

Petitions and Communications received from June 20, 2006 through July 3, 2006 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on July 11, 2006. Part 1.

From Department of Human Services, submitting request for waiver of Administrative Code Chapters 12B and 12C for Walgreen's. (1)

From Department of Human Resources, submitting request for waiver of Administrative Code Chapters 12B and 12C for Bill Graham Civic Auditorium Convention Facility. (2)

From Clerk of the Board, submitting Form 700 Statement of Economic Interest for Judson True, Legislative Assistant to Supervisor Sandoval and Maria Figueiredo, Legislative Assistant to Supervisor Sandoval. (3)

From Civil Service Commission, commenting on proposed Charter Amendment to provide that the Civil Service Commission shall set the salary of the Mayor, City Attorney, District Attorney, Public Defender, Assessor-Recorder, Treasurer and Sheriff. File 060696, Copy: Rules Committee members and clerk (4)

From Civil Service Commission, commenting on proposed Charter Amendment that sets the minimum qualifications for the City officer or employee designated to manage the City's emergency planning and response. File 060695, Copy: Rules Committee members and clerk (5)

From Coalition for San Francisco Neighborhoods, submitting opposition to the Planning Department's proposal for the addition of a 0953 Deputy Director III position and an $18,484 salary increase for the 0963 Planning Department Head in fiscal year 2006-07. (6)

From Planning Department, regarding appeal of Categorical Exemption issued for legislation relating to parking and traffic regulations on Illinois Street. Copy: Each Supervisor, City Attorney (7)

From Planning Department, regarding proposed legislation to expand the boundaries of the existing Jackson Square Special Use District. File 060345, Copy: Land Use Committee members (8)

From Office of the Mayor, regarding existing and prospective greening projects, total project cost estimates, as well as approved and available funding for the Mayor's Greening Initiative. (Reference No. 20060425-029) Copy: Supervisor Sandoval (9)

From Municipal Transportation Agency, responding to request to repair faded or missing signs at various locations in District 5. (Reference No. 20060418-016) Copy: Supervisor Mirkarimi (10)

From Municipal Transportation Agency, responding to request to remove graffiti on street signs at various locations in District 5. (Reference Nos. 20060523-001 and 20060509-013) Copy: Supervisor Sandoval (11)

From Municipal Transportation Agency, responding to request to remove graffiti from all DPT parking signs at various locations in District 5. (Reference No. 20060509-014) Copy: Supervisor Mirkarimi (12)

From Municipal Transportation Agency, responding to request to repair bent poles at various locations in District 5. (Reference No. 20060609-008) Copy: Supervisor Mirkarimi (13)

From Law Library, submitting notice that the Law Library did not enter into any new sole source contracts in fiscal year 2005/06. (14)

From County Transportation Authority, regarding the Mayor's Greening Initiative. (15)

From concerned citizens, urging the Board to adopt the library's proposed budget for fiscal year 2006-07. File 060582, Copy: Budget and Finance Committee, 10 letters. (16)

From concerned citizens, submitting opposition to the Mayor's plan to provide health insurance for all San Franciscans. 5 letters. (17)

From Patricia Van Horn, thanking Supervisor Daly for including the Trauma Recovery Center in the budget. Copy: Each Supervisor. (18)

From Carol Ann Taylor, urging the Board to allocate $300,000 that's needed to complete the final design for the Geneva Office Building. Copy: Budget and Finance Committee members. (19)

From Public Library, submitting list of sole source contracts entered into during fiscal year 2005-06, plus existing sole-source contracts issued by the Public Library. (20)

From Machaela Hoctor, submitting her resignation from the Graffiti Advisory Board. (21)

From SF Museum and Historical Society Advisory Committee, submitting the 2005-06 Annual Report for the SF Museum and Historical Society Advisory Committee. (22)

From Department of Elections, responding to the Controller's Report (June 14, 2006) regarding staffing and planning issues at the Department of Elections. (23)

From Department on the Status of Women, submitting list of sole source contracts entered into in fiscal year 2005-06. (24)

From Public Utilities Commission, submitting list of sole source contracts entered into in fiscal year 2005-06. (25)

From Supervisor Maxwell, submitting an amendment to the Mayor's Budget, regarding funding community services and re-entry programs in San Francisco. Copy: Budget and Finance Committee members. (26)

From Supervisor Maxwell, requesting the Budget and Finance Committee add funding for two new positions for an outreach and education program to be added to the Office of Labor Standards Enforcement. Copy: Budget and Finance Committee members. (27)

From Supervisor Maxwell, requesting the Budget and Finance Committee support a number of critical workforce and local business initiatives that will be heard before the Budget and Finance Committee. Copy: Supervisor Daly. (28)

From Department of Public Works, submitting notice that appellant's signature with respect to 1844 Market Street represent owners of less than 20% of the area involved and are therefore insufficient for appeal. (29)

From Office of the Controller, submitting notice that the Controller will not file economic impact reports on proposed resolutions that form the Central Market Community Benefit District and the Fillmore Jazz District Community Benefit District, but will file reports once these activities result in ordinances to constitute said Community Benefit Districts. Files 060860 and 060858, Copy: Government Audit and Oversight members and deputy clerk. (30)

From Office of the Controller, submitting notice that the Office of Economic Analysis will not be reporting on the economic impact of the San Francisco Health Access Program until additional detailed information on the proposed program is available. File 060893 Copy: Each Supervisor, City Attorney
(31)

From Human Services Commission, reporting that the Human Service Commission did not receive any gifts on behalf of the City during fiscal year 2006-07. (32)

From McRoskey Mattress Company, submitting opposition to proposed legislation regarding the San Francisco Health Access Program. File 060893, Copy: Each Supervisor (33)

From Law Offices of Stephen Williams, confirming that appeal of Categorical Exemption relating to parking and traffic regulations on Illinois Street have been withdrawn from the Board Agenda. Files 060887-060890 and 060598-060601 (34)

From the Miraloma Park Improvement Club, urging the Board to appropriate funding needed to ensure that the Police Department budget is adequate to meet training goals and to fully staff the Department. File 060581, Copy: Budget and Finance Committee members (35)

From Coalition for San Francisco Neighborhoods, submitting resolution urging the Department of Elections to post the text of ballot measures on its website as soon as they have been submitted to the department. (36)

From Peter Warfield, urging the Board to provide funding for an increase in library open hours. File 060582, Copy Budget and Finance Committee members (37)

From Planning Department, recommending the Board pass proposed Ordinance amending the Medical Cannabis Act. File 060030, Copy: Land Use Committee members (38)

From Clerk of the Board, submitting notice that the Board of Supervisors/Clerk of the Board's Office did not enter into any sole source contracts during fiscal year 2005-06. (39)

From Clerk of the Board, submitting Form 700 Statement of Economic Interest for William Barnes III, Legislative Assistant to Supervisor Fiona Ma. (40)

From Joel Martinez, submitting request for a type 40 on sale beer license for "The Comedy Station" at 244 Taylor Street. (41)

From Municipal Railway, regarding relocating the bus stop at the foot of the "Bengal Alley Staircase" on Miraloma Avenue. (Reference No. 20060523-008) Copy: Supervisor Elsbernd (42)

From Public Utilities Commission, submitting request for waiver of Chapters 12B and 12C of the Administrative Code for Brenntag Pacific Inc. (43)

From Clerk of the Board, confirming that the Board of Supervisors has not entered into any new contracts (Diversity Tracking System) during fiscal year 2005-06. (44)

From Office of the Controller, concerning the service impact of the proposed new Benefits Analyst positions (Classification 1210) within the Health Service System for fiscal year 2006-07. Copy: Each Supervisor (45)

060999 **[Petitions and Communications, Part 2.]**

Petitions and Communications received from June 20, 2006 through July 3, 2006 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on July 11, 2006. Part 2.

From Supervisor Maxwell, communicating that enforcement of the Minimum Wage Ordinance is her top add-back priority in this year's budget. (46)

From Local 790, urging the Board to schedule a hearing on how best to eliminate issues the Police Department has with using deadly force in cases involving young African and Latino men. Copy: Each Supervisor (47)

From Commission on the Environment, submitting Regulation No. SFE-06-05-CDO adopting the Construction and Demolition Debris Recovery Ordinance and forms as required by Charter Section 4.104. (48)

From Fire Department, submitting notice that the Fire Department did not enter into any new sole source contracts during fiscal year 2005-06. (49)

From Clerk of the Board, submitting list of City departments and agencies that have submitted their conflict-of-interest code notice to the Office of the Clerk of the Board. (50)

From Assessor-Recorder's Office, submitting list of sole source contracts entered into in fiscal year 2005-06. (51)

From concerned citizens, commenting on proposed legislation regarding billboard relocation. File 060849, Copy: Each Supervisor (52)

From Julianne Hunt, urging the Department of Public Works to clear the overgrown weeds on the south side of Palmetto Street between Ramsell and Head Streets. (53)

From Samuel Sonnenblick, commenting on the bus service in San Francisco. (54)

From Coalition for San Francisco Neighborhoods, urging the Board to support the Planning Department fee increases for fiscal year 2006/07. (55)

From Pacific Heights Towers, submitting support for continued funding for the Neighborhood Emergency Response Training Program (N.E.R.T.) taught by the Fire Department. (56)

From the Asthma Task Force, regarding expenditure of SF Asthma Task Force General Fund allocation for fiscal year 2005/06. (57)

From Henri Belli, regarding the crime rate in the Western Addition. Copy: Supervisor Mirkarimi (58)

From David Nadler, submitting support for banning smoking outside restaurants and cafes. Copy: Each Supervisor (59)

From Richard Hack, submitting opposition to proposal by the cab companies to increase gate fees for cab drivers. (60)

From County of Santa Cruz, submitting notice that the Santa Cruz County Board of Supervisors has established a moratorium prohibiting the planting and production of genetically engineered crops in Santa Cruz County. Copy: Each Supervisor (61)

From State Senate Rules Committee, submitting appointment of Maureen Gorsen of Roseville as

Director of the Department of Toxic Substances Control. (62)

From Office of the Mayor, Department 25 and Department 21, submitting notice that the Office of the Mayor did not enter into any new sole source contracts during fiscal year 2005-06. (63)

From Office of the Treasurer and Tax Collector, submitting list of sole source contracts entered into in fiscal year 2005-06. (64)

From Department of the Environment, submitting list of sole source contracts entered into in fiscal year 2005-06. (65)

From Residential Rent Stabilization and Arbitration Board, submitting notice that the Residential Rent Stabilization and Arbitration Board did not enter into any new sole source contracts during fiscal year 2005-06. (66)

From Department of Building Inspection, submitting notice that the Department of Building Inspection did not enter into any new sole source contracts during fiscal year 2005-06. (67)

From Kimo Crossman, commenting on proposed legislation regarding remote participation and parental leave. File 060380, Copy: Each Supervisor (68)

From Mayor's Office of Neighborhood Services, responding to questions submitted by Supervisor Daly. (Reference No. 20060523-012) (69)

From Department of the Environment, submitting the Department of the Environment's Regulation #SFE-06-05-CDO, regarding the construction and demolition debris recovery ordinance. (70)

From David Villalobos, submitting support for proposed Charter amendment regarding City Elections In Even-Numbered Years. File 060707, Copy: Each Supervisor (71)

From Department of Public Works, regarding bicycle safety throughout San Francisco. (Reference No. 20060523-009) Copy: Supervisor Elsbernd (72)

From Municipal Transportation Agency, regarding the feasibility of installing a white ladder crosswalk at the intersection of Stanyan and Beulah Streets. (Reference No. 20060502-013) Copy: Supervisor Mirkarimi (73)

From Lizzy Hirsch, regarding the Department of Recreation and Parks proposed capital division re-organization. File 060576, Copy: Each Supervisor (74)

From Redevelopment Agency, submitting its financial and performance reports for the quarter ended December 31, 2005. (75)

ADJOURNMENT

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

DOCUMENTS DEPT
JUL 14 2006
SAN FRANCISCO
PUBLIC LIBRARY
07-14-07AM8:00

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, July 18, 2006 2:00 PM

Regular Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Dufty, Peskin, Mirkarimi, Elsbernd	Wednesday 1:00 PM
City and School District Select Committee Supervisors Ammiano, Maxwell, Ma, Commissioners Chin, Kelly, Wynns	2nd Monday (Bi-monthly) 4:00 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Dufty, Ma	1st and 3rd Monday 1:00 PM
Government Audit and Oversight Committee Supervisors Ammiano, Alioto-Pier, Peskin	2nd and 4th Monday 1:00 PM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Wednesday 1:00 PM
Rules Committee Supervisors Mirkarimi, Elsbernd, Ammiano	Thursday 10:00 AM
Select Committee on Ending Gun and Gang Violence Supervisors Maxwell, Mirkarimi, Ammiano	1st and 3rd Monday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices. (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383

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Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

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The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 15

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin, Mirkarimi, Elsbernd

1. 060767 **[Increasing from $35.00 to $50.00 the maximum fee that the Treasurer is authorized to charge for personal checks that are returned without payment]**
Mayor
Ordinance amending Chapter 10, Article I of the San Francisco Administrative Code by amending Section 10.13-1 to increase from $35.00 to $50.00 the maximum amount that the Treasurer is authorized to charge if a personal check offered in payment for any license, permit, fee, fine or obligation owing to the City and County of San Francisco, is returned without payment.

7/11/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

2. **060769** **[Increasing Arts Commission Civic Design Review Fees]**
Mayor
Ordinance amending the San Francisco Administrative Code by amending section 3.19A to increase administrative fees for Arts Commission civic design review and making environmental findings.

7/11/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Daly, Dufty, Mirkarimi, Elsbernd

3. **060772** **[Recreation and Park Department - Kezar Parking Fees Increase]**
Mayor
Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, Section 12.08, to increase the fees for parking at the Kezar Parking Lot.

7/11/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

4. **060773** **[Recreation and Park Department - Professional Tennis Lesson Fees]**
Mayor
Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, by adding Section 12.41, to charge fees for professional tennis lessons.

7/11/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

5. **060775** **[Recreation and Park Department - Coit Tower Fee Increase]**
Mayor
Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, Section 12.06, to increase the fees for admission to Coit Tower.

7/11/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

6. **060776** **[Recreation and Park Department - Camp Mather Senior Camp Fees, Cancellation and Other Administrative Fees]**
Mayor
Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, Section 12.01, to add Camp Mather Senior Camp fees, and cancellation and other administrative fees; and amending Park Code Section 12.03 to add an administrative fee for changes made to the number of meals ordered after the reservation is final.

7/11/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

7. 060777 **[Recreation and Park Department - Japanese Tea Garden Fee Increase]**

Mayor

Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, Section 12.05, to increase admission fees, reduce free hours, and allow discounts and promotions at the Japanese Tea Garden.

7/11/2006, PASSED ON FIRST READING

Question: Shall this Ordinance be FINALLY PASSED?

Present. Supervisors Daly, Dufty, Peskin, Mirkarimi, Elsbernd

8. 060778 **[Public Works Code - Tree removal permit fee]**

Mayor

Ordinance amending Public Works Code Sections 802 and 806 to establish a minimum in-lieu fee when tree planting requirements are waived or for the removal or destruction trees subject to Article 16 (the Urban Forestry Ordinance); to establish fees for removal of such trees based on the number of trees proposed for removal; and to provide for an annual adjustment of said fees; and making environmental findings.

7/11/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

9. 060779 **[Annual License Fees]**

Mayor

Ordinance (1) amending the San Francisco Police Code by amending Section 2.26 to increase the annual license fees for Place of Entertainment Permits and Extended Hours Premises Permits, and (2) making findings pursuant to the California Environmental Quality Act, Public Resources Code Section 21080(b)(8)(A), that the adjustments to the annual license fees are not "projects" and that such annual license fees are imposed for the purpose of meeting operating expenses of the Entertainment Commission, including employee wage rates, fringe benefits and other direct and indirect overhead charges attributable to such annual licenses.

7/11/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

10. 060780 **[Amending Subsections of Section 106 of the San Francisco Fire Code to increase fees for services and permits]**

Mayor

Ordinance making environmental findings and amending Sections 106.8, 106.8.2, 106.12, Table 106-A and Table 106-C of the San Francisco Fire Code to increase fees for Fire Department services and permits, to become operative on its effective date or on July 1, 2006, Whichever is later.

7/11/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

11. 060781 **[Authorizing the Treasurer and Tax Collector to charge a fee of $25 for issuing a duplicate Business Registration Certificate]**

Mayor

Ordinance amending Article 12 of the San Francisco Business and Tax Regulations Code by adding Section 856.1 to authorize the Tax Collector to charge a fee of $25 for issuing a duplicate business registration certificate requiring a notation in the record of the loss or destruction of the original certificate and making a finding that the actions contemplated in this Ordinance are in compliance with the California Environmental Quality Act.

7/11/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

12. 060782 **[Patient Rates]**

Ordinance amending Section 128 of the San Francisco Health Code to set patient rates and other services provided by the Department of Public Health, effective July 1, 2006.

7/11/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

13. 060793 **[Aging and Adult Services Community Living Fund]**

Supervisors Alioto-Pier, Maxwell, Ammiano, Dufty, Ma

Ordinance amending the San Francisco Administrative Code by adding Section 10.100-12, to create an Aging and Adult Services Community Living Fund to fund aging in place and community placement alternatives, including programs and services provided in an individual's home, programs and services provided in assisted living facilities, supportive housing and congregate housing; and provide care and support for individuals who may otherwise require care within an institution.

7/11/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, McGoldrick

14. 060698 **[Downtown Plan Monitoring]**

Supervisor Peskin

Ordinance amending the San Francisco Administrative Code by amending Chapter 10E to delete some of the data currently required in the Planning Department's annual Downtown Plan Monitoring report that details the effects of downtown growth, to change the date for submittal of the annual report to the Board of Supervisors, and to include additional data in the required five-year report.

7/11/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

15. 060849 **[General Advertising Signs - Fees]**

Supervisor Peskin

Ordinance amending the Planning Code to add Section 358 to establish fees for Planning Department processing and review of General Advertising Sign Inventories, annual Inventory maintenance, Relocation Agreements, and in-lieu applications and to provide for annual adjustment of said fees; amending Section 604 to cross reference these fees; and adopting findings including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

7/11/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin, Mirkarimi, Elsbernd

16. 060728 [Public Employment, Fiscal Year 2006-2007]
Mayor
Consolidated Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2007, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.
Fiscal Impact.

(Charter Section 9.100 provides the Board shall not adopt the Budget eariler than July 15, 2006 nor later than August 1, 2006.)

7/11/2006, CONTINUED. Continued to July 18, 2006
Question: Shall this Ordinance be PASSED ON FIRST READING?

17. 060729 [Government Funding, Fiscal Year 2006-2007]
Mayor
Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2007.
Fiscal Impact.

(Charter Section 9.100 provides the Board shall not adopt the Budget eariler than July 15, 2006 nor later than August 1, 2006.)

7/11/2006, CONTINUED. Continued to July 18, 2006
Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Daly, Dufty, Peskin, Elsbernd

18. 060738 **[Treasure Island Development Authority Budget]**
Mayor
Resolution approving the Budget of the Treasure Island Development Authority for fiscal year 2006-2007.
Fiscal Impact.

7/11/2006, CONTINUED. Continued to July 18, 2006
Question: Shall this Resolution be ADOPTED?

19. 060739 **[Redevelopment Agency Budget and Bonds]**
Mayor
Resolution approving the Budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2006-2007; approving the Issuance by the Agency of Bonds in an aggregate principal amount not to exceed $146,850,000 for the purpose of financing a portion of Redevelopment activities as described in such approved Budget for fiscal year 2006-2007.
Fiscal Impact.

7/11/2006, CONTINUED. Continued to July 18, 2006
Question: Shall this Resolution be ADOPTED?

Present: Supervisors Daly, Dufty, Peskin, Mirkarimi, Elsbernd

20. 060697 **[Fee Adjustments for Planning Department Services]**
Supervisor Peskin
Ordinance amending the San Francisco Administrative Code by amending Sections 31.22 and 31.23 to adjust fees for Planning Department services; and making environmental findings.

7/11/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

21. 060699 **[Fee Adjustments for Planning Department Services]**
Supervisor Peskin
Ordinance amending the San Francisco Planning Code by amending Article 3.5 to adjust fees for Planning Department services; and making environmental findings.

7/11/2006, AMENDED. Amended on page 9, line 11, by replacing "$400.00" with "$300.00"; and further amended on page 13, line 21, by replacing "$70.00" with "$72.00".
7/11/2006, PASSED ON FIRST READING AS AMENDED.
Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Daly, Dufty, Peskin, Elsbernd

22. 060771 [Recreation and Park Department – Fees at Harding Park and Fleming Golf Courses]
Mayor
Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, Section 12.12, to increase the fees at Harding Park and Fleming Golf Courses.
(Supervisor Daly dissented in Commitee.)

7/11/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

From the Budget and Finance Committee Without Recommendation

Present: Supervisors Daly, Dufty, Elsbernd

23. 060768 [Creation of Budget Savings Incentive Fund]
Mayor
Ordinance amending the San Francisco Administrative Code by repealing Section 3.17 and by adding Section 10.20, to create a Budget Savings Incentive Fund to implement cost-saving strategies and to allow for the reinvestment of those savings in one-time expenditures.
Fiscal Impact.

7/11/2006, CONTINUED. Continued to July 18, 2006
Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendation of the Budget and Finance Committee

Present: Supervisors Daly, Peskin, Mirkarimi, Elsbernd

24. 060247 [Minimum Wage Implementation and Enforcement]
Supervisors Maxwell, Ammiano, Daly, Mirkarimi, McGoldrick
Ordinance expanding the powers and duties of the Office of Labor Standard Enforcement to implement and enforce the Minimum Wage Ordinance.

6/13/2006, CONTINUED. Continued to June 20, 2006
6/20/2006, CONTINUED. Continued to June 27, 2006
6/27/2006, CONTINUED. Continued to July 11, 2006
7/11/2006, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.
7/11/2006, PASSED ON FIRST READING AS AMENDED.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

25. 060483 **[Zoning - Western SoMa Planning Area Special Use District]**
Supervisor Daly
Ordinance amending the San Francisco Planning Code by adding Section 823 and amending Sheets 1SU, 7SU, and 8SU of the Zoning Map of the City and County of San Francisco to establish the Western SoMa Planning Area Special Use District in the area generally bounded by Mission Street to the north, Townsend Street to the south, Division Street to the west and 4th Street to the east, and consisting of the blocks and lots specifically set forth; and adopting findings including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b).
(Economic Impact)

7/11/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

26. 060482 **[Formula Retail Use; Public Notice - Western SoMa Planning Area SUD]**
Supervisor Daly
Ordinance amending the San Francisco Planning Code by adding Section 803.6 to designate formula retail as a conditional use in the Western SoMa Planning Area Special Use District and by adding Section 803.7 to require public noticing requirements for building permit applications in that Special Use District; adopting findings including environmental findings and findings of consistency with the General Plan and with the Priority Policies of Planning Code Section 101.1.
(Economic Impact)

7/11/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd

27. 060380 **[Requiring Board of Supervisors to adopt parental leave policies for members of boards and commissions, including authorization to teleconference when physically unable to attend due to pregnancy or childbirth]**
Supervisor Alioto-Pier
Charter Amendment (Third Draft) to amend Sections 2.104 and 4.104 to require the Board of Supervisors to adopt parental leave policies for its members and for members of other boards and commissions, including, but not limited to, authorization to participate in meetings by teleconferencing when the member is physically unable to attend due to pregnancy or childbirth.

7/11/2006, CONTINUED. Continued to July 18, 2006
Question: Shall this Charter Amendment be SUBMITTED?

From the Rules Committee Without Recommendation

Present: Supervisors Mirkarimi, Elsbernd

28. **060673** **[Charter Amendment - Requiring the Mayor to appear personally at one regularly-scheduled meeting of the Board of Supervisors each month to engage in formal policy discussions with members of the Board]**

Supervisor Daly

Charter amendment (Third Draft) to amend Sections 2.103 and 3.100 to require the Mayor to appear personally at one regularly-scheduled meeting of the Board of Supervisors each month to engage in formal discussions with members of the Board and to authorize the Board to adopt rules and guidelines.

7/11/2006, CONTINUED. Continued to July 18, 2006

Question: Shall this Charter Amendment be SUBMITTED?

29. **060696** **[Charter Amendment - Setting the salary of the Mayor, City Attorney, District Attorney, Public Defender, Assessor-Recorder, Treasurer, and Sheriff]**

Supervisors Peskin, Alioto-Pier, Mirkarimi, Dufty

Charter amendment (Second Draft) to amend Section A8.409-1 to provide that the Civil Service Commission shall set the salary of the Mayor, City Attorney, District Attorney, Public Defender, Assessor-Recorder, Treasurer, and Sheriff every five years, with annual cost-of-living adjustments during the five-year salary cycle.

7/11/2006, CONTINUED. Continued to July 18, 2006

Question: Shall this Charter Amendment be SUBMITTED?

30. **060707** **[Charter Amendment - City Elections In Even-Numbered Years]**

Supervisors McGoldrick, Maxwell

Charter amendment (First Draft) to amend Section 13.101 and Article XVII to change the election cycle for the offices of Mayor, Sheriff, District Attorney, City Attorney and Treasurer so that these offices will be elected in even-numbered years; and to amend the definition of general municipal election so that such elections occur only in even-numbered years.

7/11/2006, CONTINUED. Continued to July 18, 2006

Question: Shall this Charter Amendment be SUBMITTED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin, Mirkarimi, Elsbernd

31. 060770 **[Recreation and Park Department – Stadium Rentals]**
Mayor
Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, by adding Section 12.42 to authorize the Recreation and Park Department to enter into short term license agreements for use of Kezar Stadium, Boxer Pavilion and the Stadium at Candlestick Point at rates comparable to those charged for similar bay area venues.

Question: Shall this Ordinance be PASSED ON FIRST READING?

32. 061045 **[Approving $450,000 for traffic calming projects and Alemany Boulevard pedestrian improvements in the Municipal Transportation Agency fiscal year 2006-2007]**
Ordinance appropriating $50,000 from the General Fund and $400,000 from the Parking and Traffic fund balance to support $200,000 for traffic calming projects and $250,000 for Alemany Boulevard pedestrian improvements for fiscal year 2006-2007.

Question: Shall this Ordinance be PASSED ON FIRST READING?

33. 060722 **[Contract approval – Fire Department Emergency Medical Services Billing and Collections]**
Resolution approving the award and execution of San Francisco Fire Department Contract Number 4117-05/06, Emergency Medical Services Billing & Collections, to American Medibanc, Incorporated. In addition to generating approximately $19 million per year in revenue, out of which the City will pay American Medibanc a percentage varying from 7.0% to 5.5%, contractor also will provide the Department a system for electronic patient data collection and reporting. The term of the contract is four years, with two renewal options of two years each.
(Fire Department)

Question: Shall this Resolution be ADOPTED?

34. 060843 **[Accept-Expend Regional Grant - Airport Commission]**
Resolution authorizing the Airport Commission to accept and expend three (3) grants totaling $414,340 from the Bay Area Air Quality Management District (Air District) for acquisition of clean air vehicles by Airport transportation operators.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, McGoldrick

35. 051668 **[Expand the Inclusionary Affordable Housing Program to include Buildings of 5 units or more] Supervisor McGoldrick**

Ordinance amending the Planning Code by amending Sections 315.2, 315.3 and 315.6 to expand the application of the Inclusionary Affordable Housing Program to buildings of five units and more.
(Economic Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

36. 060627 **[Zoning Map Amendment for 1327 7th Avenue]**

Ordinance amending the San Francisco Planning Code by amending Sectional Map 6 of the Zoning Map of the City and County of San Francisco to change the use classification of the property located at 1327 – 7th Avenue, and identified as Assessor's Block No. 1762, Lot No. 006, from a zoning designation of RH-2 (Residential House, Two Family) to NC-2, Inner Sunset Neighborhood Commercial District; and adopting General Plan, Planning Code Section 101.1(b), and environmental findings.
(Planning Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

37. 060481 **[Zoning - Interim Moratorium on Formula Retail Uses in the Western South of Market Area] Supervisor Daly**

Urgency Ordinance approving an interim zoning moratorium on the establishment of formula retail uses in the Western South of Market in the area generally bounded by Mission Street to the north, Townsend Street to the south, Division Street to the west and 4th Street to the east, and consisting of the blocks and lots specifically set forth; and adopting findings including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b).

Question: Shall this Ordinance be FINALLY PASSED?

CALLED FROM COMMITTEE

Board of Supervisors Sitting as a Committee of the Whole

38. 061003 **[Hearing - Supporting Senate Bill 840 (Kuehl), The California Health Insurance Reliability Act of 2005]**

Supervisor Ma

Hearing to consider legislation contained in File 060805, supporting Senate Bill 840 (Kuehl), The California Health Insurance Reliability Act of 2005.

Action:_____

Committee of the Whole Adjourn and Report Without Recommendation

39. 060805 **[Supporting Senate Bill 840, The California Health Insurance Reliability Act of 2005.]**

Supervisor Ma

Resolution supporting Senate Bill 840 (Kuehl), The California Health Insurance Reliability Act of 2005.

6/6/2006, REFERRED to City Operations and Neighborhood Services Committee. Supervisor Elsbernd requested that this matter be referred to Committee.

7/11/2006, CALLED FROM COMMITTEE. Pursuant to Rule 5.31, Supervisor Ma called this measure from City Operations and Neighborhood Services Committee for Board consideration July 18, 2006.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the Budget and Finance Committee at a Special Meeting on Monday, July 17, 2006 at 1:00 p.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, July 18, 2006.

40. 051919 [San Francisco Health Care Security Ordinance]

Supervisors Ammiano, Daly, Mirkarimi, Dufty, Ma, McGoldrick, Maxwell, Peskin

Ordinance amending the San Francisco Administrative Code to add Chapter 14, Sections 14.1 through 14.8, to provide health care security for San Francisco residents by creating a public health access program for the uninsured, requiring employer paid health expenditures, identifying options for how an employer may make such expenditures, creating an advisory health access working group, and setting an operative date.

(Economic Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

41. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

42. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 43 through 51

43. 061013 **[Supporting the Rights of Field Research Corporation Workers to Form a Union]**

Supervisor Daly

Resolution supporting the rights of employees of Field Research Corporation in their attempt to form a union and urging Field Research Corporation to desist from its unethical and borderline illegal anti-union behavior.

7/11/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

44. 061014 **[Resolution opposing Congressional attempts to eliminate Federal Security and Justice funding for sanctuary cities.]**

Supervisors Sandoval, Ammiano, Daly, Mirkarimi, Peskin, McGoldrick

Resolution opposing Congressional attempts to eliminate Federal Security and Justice funding for sanctuary cities.

7/11/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

45. 061015 **[Contract between the Department of Public Health and the San Francisco Community Health Authority to provide universal health insurance services for San Francisco children and young adults aged 0 through 24]**

Supervisor Ammiano

Resolution authorizing the Director of Public Health and the Director of the Office of Contract Administration/Purchaser to contract between the City and County of San Francisco and the San Francisco Community Health Authority to provide universal health insurance for San Francisco children and young adults aged 0 through 24 and young parents aged 19 through 24 for the period of July 1, 2006 through June 30, 2007.

7/11/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

46. 061016 **[Divesting from Sherwin-Williams]**

Supervisors Mirkarimi, Sandoval, Daly, Maxwell

Urging San Francisco to divest from Sherwin-Williams Company because of their history of manufacturing and selling lead paint, which they knew to be poisonous.

7/11/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

47. 061017 [Urging Mexico's Federal Electoral Tribunal to Order a Ballot by Ballot Recount]

Supervisor Daly

Resolution urging the Mexican Federal Electoral Tribunal to order a ballot by ballot recount of votes in the presidential race.

7/11/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

48. 061018 [Rebuilding San Francisco]

Supervisor McGoldrick

Resolution commending the Rebuilding San Francisco Committee for their important work in bringing art and labor history to the people of San Francisco.

7/11/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

49. 061019 [Urging the Recreation and Park Department to issue a request for proposals to renovate the Boathouse at Lake Merced]

Supervisors Elsbernd, Ammiano, Maxwell

Urging the Recreation and Park Department to issue a request for proposals to renovate the Boathouse at Lake Merced.

7/11/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

50. 061020 [Declaration of the June 6, 2006 Election Results]

Supervisor Peskin

Resolution declaring the results of the June 6, 2006 Consolidated Primary Election.

7/11/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

51. 061021 [Tom Sweeney Plaque]

Supervisor Peskin

Resolution honoring the contributions of Tom Sweeney in celebration of his 30th anniversary of service and authorizing a plaque on the sidewalk in front of the landmark Sir Francis Drake Hotel.

7/11/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

52. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from July 5, 2006 through July 10, 2006, for reference by President to appropriate committee on July 18, 2006.

060973 **[Settlement of Lawsuit - Assessment Appeals Board]**
Ordinance authorizing settlement of administrative writ petition filed by the City and County of San Francisco challenging the Assessment Appeals Board's Property Tax Assessment for the Giants' baseball park at China Basin for the 2001/02, 2002/03 and 2003/04 tax years contingent upon approval of roll values by the Assessment Appeals Board and payment of an amount that reflects the reduced roll values, including interest; City filed its writ petition on January 19, 2006 in San Francisco Superior Court, entitled City and County of San Francisco v. Assessment Appeals Board No. 1, Case No. 506010.
(City Attorney)

7/11/2006, RECEIVED AND ASSIGNED to Rules Committee.

060974 **[Zoning Map Amendment for 3184 Market Street (aka 331 Corbett Avenue)]**
Ordinance amending Sheet 7 of the Zoning Map of the City and County of San Francisco for property located at 3184 Market Street (aka 331 Corbett Avenue), Assessor's Block 2659 Lot 059, to change the use district classification from P (Public Use) to RH-2 (Residential House, Two-Family); adopting findings pursuant to the California Environmental Quality Act and making findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.
(Planning Department)

7/6/2006, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

061037 **[Settlement of Lawsuit - Alameda County]**
Ordinance authorizing settlement of the lawsuit, County of Alameda, Alameda County Flood Control and Water Conservation District v. City and County of San Francisco, for declaratory and injunctive relief, and costs of suit including attorneys fees, filed on June 19, 2006 San Francisco County Superior Court, Case No. CPF-06-506443; material terms of said settlement are payments in the amount of $1.2 million to Alameda County Flood Control and Water Conservation District for projects in the Alameda Creek watershed.
(City Attorney)

7/10/2006, RECEIVED AND ASSIGNED to Rules Committee.

061045 **[Approving $450,000 for traffic calming projects and Alemany Boulevard pedestrian improvements in the Municipal Transportation Agency fiscal year 2006-2007]**
Ordinance appropriating $50,000 from the General Fund and $400,000 from the Parking and Traffic fund balance to support $200,000 for traffic calming projects and $250,000 for Alemany Boulevard pedestrian improvements for fiscal year 2006-2007.

PROPOSED RESOLUTIONS

Proposed resolutions received from July 5, 2006 through July 10, 2006, for reference by President to appropriate committee on July 18, 2006.

061044 **[Approve a carry-forward of grant funds from the first year of the three-year grant and change grant-funded positions]**
Resolution authorizing the San Francisco Department of Public Health (SFDPH) to approve a carry-forward of grant funds from the Center for Substance Abuse Treatment/Substance Abuse and Mental Health Services (CSAT/SAMHSA) in the amount of $167,257 in funds left over from the first grant year (September 30, 2004 to September 29, 2005) to the second grant year (September 30, 2005 to September 29, 2006) and changing grant-funded positions.

7/10/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061060 **[Petitions and Communications]**

Petitions and Communications received from July 5, 2006 through July 10, 2006 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on July 18, 2006.

From Christian Holmer, submitting an "anonymous" public records request on behalf of multiple filers concerned about possible retribution by certain elements of the our "City Family". 2 letters (1)

From Human Services Agency, submitting list of sole source contracts entered into during fiscal year 2005-06. (2)

From SFO, submitting list of sole source contracts entered into during fiscal year 2005-06. (3)

From Clerk of the Board, submitting notice that the Clerk of the Board of Supervisors' Office did not receive any gifts in fiscal year 2005-06. (4)

From Law Offices of Matthew Kumin, regarding bill of $25,613.83 the SFPD sent to the "North Beach Festival" for police 10B services for the North Beach Jazz Festival scheduled for July 29 and July 30, 2006. Copy: Supervisors Peskin, Ammiano (5)

From Supervisor Daly, submitting request for a hearing on the Mayor's appointment of Tom Oneto, Malcolm Heincke and Min Paek to the Taxi Commission. Copy: Each Supervisor (6)

From Office of the Mayor, appointing Tom Oneto, Malcolm Heincke and Min Paek to the Taxi Commission. (7)

From Department of Human Resources, submitting quarterly report on the MEA Management Classification and Compensation Plan and the Tripartite MCCP Settlement Quarterly. Copy: Each Supervisor (8)

From Human Services Agency, submitting request for waiver of Administrative Code Chapters 12B and 12C for Ralph's Grocery Co. (9)

From Municipal Transportation Agency, submitting request for waiver of Administrative Code Chapters 12B and 12C for Penn Machine Company. (10)

From Municipal Transportation Agency, regarding rescinding the (morning) tow-away zone, north side of Oak Street between Divisadero and Buchanan Streets. (Reference No. 20060620-001) Copy: Supervisor Mirkarimi (11)

From Office of the Controller, submitting report concerning the concession audit of Harding Park Golf Course Complex for the period from July 1, 2004 through June 30, 2005. (12)

From Office of the Treasurer, submitting investment activity (for fiscal year to date) of the portfolios under the Treasurer's management. (13)

From Office of the Assessor-Recorder, submitting copy of the 2005 Annual Report. (14)

From Bay Area Air Quality Management District, submitting copy of the 2005 Annual Report. (15)

From Office of the City Administrator, Real Estate Division, submitting annual report for surplus City property, along with maps, zoning and adjacent City property information. Copy: Each Supervisor (16)

From concerned citizens, urging the Board to adequately fund the SFPD so that there are sufficient

officers on the streets to help reverse the crime/violence on our city streets. File 060581, 3 letters (17)

From Elizabeth Gee, regarding the Rose-Page Mini Park. (18)

From concerned citizens, urging the Board to allocate funds for increased branch library weekend hours. File 060582, 2 letters (19)

From Lisa Harpenau, submitting support for proposed legislation that requires garbage receptacles, after collection, be returned to an enclosed area or other area that blocks view of the receptacle from the public-right-of-way. File 060083, Copy: Each Supervisor (20)

From concerned citizens, submitting opposition to the proposed new health care proposals. File 051919, Copy: Each Supervisor, 3 letters (21)

From Raphael Mazor, concerning the poor air quality in San Francisco. (22)

From concerned citizens, submitting support for proposed Charter amendment that requires the Mayor to attend the Board of Supervisors meeting once a month. File 060673, 3 letters (23)

From Raphel Mazor, submitting support for full and equal rights for all couples, including same-sex couples. Copy: Each Supervisor (24)

From Denies D'Anne, regarding the use of styroform in restaurants, etc. File 060944 (25)

From Marcy Spaulding, submitting support for an independently managed Community Choice Energy project that will run San Francisco on 50% renewable energy sources within the next decade. Copy: Each Supervisor (26)

From Clerk of the Board, submitting Form 700 Statement of Economic Interest for David Owen, Legislative Assistant to Supervisor Aaron Peskin (27)

From the Gray Panthers, submitting support for opening more branch libraries on Sundays. File 060582, Copy: Each Supervisor (28)

From Department of Parking and Traffic, regarding graffiti removal from the light boxes at Baker and Fulton and Gough and Fulton Streets. (Reference No. 20060523-003) Copy: Supervisor Mirkarimi (29)

From Richmond District Democratic Club, submitting support for proposed Charter amendment to schedule city elections in even-numbered years. File 060707, Copy: Each Supervisor (30)

From Office of the Controller, submitting report on post retirement medical benefits under GASB 45 prepared by Towers Perrin. Copy: Each Supervisor, Budget Analyst (31)

From Public Utilities Commission, submitting request for release of reserved funds ($645,000) to fund professional and specialized services at the PUC Infrastructure Division Program. (32)

From Police Department, submitting request for waiver of Administrative Code Chapters 12B and 12C for Chevron USA Inc. (33)

From Public Utilities Commission, submitting request for release of reserved funds ($850,000) to fund professional and specialized services at the PUC, Water Quality Division. (34)

From Mayor's Office of Criminal Justice, regarding the current status of implementation of the JUSTIS System. (Reference No. 20060627-028) Copy: Supervisor Ma (35)

From T-Mobile USA, Inc., submitting notification letter for a CPUC Cell Site for American Cyclery at 510 Fredrick Street. (36)

From T-Mobile USA, Inc., submitting notification letter for a CPUC Cell Site for Lukas Stained Glass at 152 Helena Street. (37)

From T-Mobile USA, Inc., submitting notification letter for a CPUC Cell Site for Alioto at 1800 Union Street. (38)

From T-Mobile USA, Inc., submitting notification letter for a CPUC Cell Site for Greatful Head at 101 West Portal Avenue. (39)

From Magdalene Mumm, submitting support for continued funding of the Neighborhood Emergency Response Training Program (N.E.R.T.) taught by the Fire Department. (40)

From Rebecca Gudobba, urging the Board to stop the Google/Earthlink deal immediately, and instead use the City's existing fiber optic lines as the backbone to build a free, publicly owned internet system by 2007. Copy: Each Supervisor (41)

From concerned citizens, commenting on the hazards at Holly Park in Bernal Heights. Copy: Supervisors Maxwell, Ammiano (42)

From Denise D/Anne, urging the Board to rescind Ordinance 87-03, which fines people for posting flyers. Copy: Each Supervisor (43)

From Richard Lanum, regarding the Bill O"Reilly's No Spin Zone program. Copy: Each Supervisor (44)

From Sarah Silva, submitting support for bringing the World's Fair to San Francisco in 2015. (45)

ADJOURNMENT

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

DOCUMENTS DEPT.
JUL 21 2006
SAN FRANCISCO
PUBLIC LIBRARY

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, July 25, 2006 2:00 PM

Regular Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Dufty, Peskin, Mirkarimi, Elsbernd	Wednesday 1:00 PM
City and School District Select Committee Supervisors Ammiano, Maxwell, Ma, Commissioners Chin, Kelly, Wynns	2nd Monday (Bi-monthly) 4:00 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Dufty, Ma	1st and 3rd Monday 1:00 PM
Government Audit and Oversight Committee Supervisors Ammiano, Alioto-Pier, Peskin	2nd and 4th Monday 1:00 PM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Wednesday 1:00 PM
Rules Committee Supervisors Mirkarimi, Elsbernd, Ammiano	Thursday 10:00 AM
Select Committee on Ending Gun and Gang Violence Supervisors Maxwell, Mirkarimi, Ammiano	1st and 3rd Monday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Motion to approve Board Meeting Minutes for June 27, 2006.

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 13

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin, Mirkarimi, Elsbernd

1. 051919 **[San Francisco Health Care Security Ordinance]**
Supervisors Ammiano, Daly, Mirkarimi, Dufty, Ma, McGoldrick, Maxwell, Peskin

Ordinance amending the San Francisco Administrative Code to add Chapter 14, Sections 14.1 through 14.8, to provide health care security for San Francisco residents by creating a public health access program for the uninsured, requiring employer paid health expenditures, identifying options for how an employer may make such expenditures, creating an advisory health access working group, and setting an operative date.
(Economic Impact)

7/18/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

2. 060770 [Recreation and Park Department – Stadium Rentals]

Mayor

Ordinance making environmental findings and amending the San Francisco Park Code, Article 12, by adding Section 12.42 to authorize the Recreation and Park Department to enter into short term license agreements for use of Kezar Stadium, Boxer Pavilion and the Stadium at Candlestick Point at rates comparable to those charged for similar bay area venues.

7/18/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. 061045 [Approving $450,000 for traffic calming projects and Alemany Boulevard pedestrian improvements in the Municipal Transportation Agency fiscal year 2006-2007]

Ordinance appropriating $50,000 from the General Fund and $400,000 from the Parking and Traffic fund balance to support $200,000 for traffic calming projects and $250,000 for Alemany Boulevard pedestrian improvements for fiscal year 2006-2007.

7/18/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Daly, Dufty, Mirkarimi, Elsbernd

4. 060841 [Airport Concession Lease]

Resolution approving Amendment No. 1 to the Luggage Cart Lease and Operating Agreement between Smarte Carte, Inc. and the City and County of San Francisco, acting by and through its Airport Commission.
(Airport Commission)

Question: Shall this Resolution be ADOPTED?

5. 060946 [Accept-Expend FEMA PDM Grant Funds - Public Utilities Commission]

Mayor

Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a grant in the amount of $2,999,109 in FY 2005 Pre-Disaster Mitigation funds from the Federal Emergency Management Agency for the Hayward Fault Mitigation Project.
(Fiscal impact.)

Question: Shall this Resolution be ADOPTED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Ma

6. 060838 **[Parking Regulations]**
Resolution enacting and rescinding parking regulations at various locations.

PARKING METERS, 2-HOUR, 9 AM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
PARKING METERS, 2-HOUR, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH
Bryant Street, west side, between 18th and Mariposa Streets (correction to operation times)

TOW-AWAY, NO PARKING - RESCIND
METERED MOTORCYCLE PARKING - ESTABLISH
Jessie Street, south side, from 4th Street to 54 feet westerly (approximately 14 metered motorcycle stalls)
(Parking and Traffic Department)
(Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3190.)

Question: Shall this Resolution be ADOPTED?

7. 060839 **[STOP Intersections]**
Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
Brussels and Dwight Streets, stopping Brussels Street, making this intersection an All-Way STOP;
Foerster Street at Los Palmos Drive, stopping Foerster Street, making this intersection an All-Way STOP; and,
Paulding Street at Arago Street, stopping Paulding Street, making this intersection an All-Way STOP.
(Parking and Traffic Department)
(Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3190.)

Question: Shall this Resolution be ADOPTED?

8. 060840 **[Traffic Regulations]**
Resolution enacting and rescinding traffic regulations on various streets.

RIGHT LANE MUST TURN RIGHT EXCEPT MUNI AND BICYCLES - ESTABLISH
Market Street, eastbound, at 15th and Sanchez Streets.
(Parking and Traffic Department)
(Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3190.)

Question: Shall this Resolution be ADOPTED?

Recommendation of the Land Use Committee

Present: Supervisors Maxwell, McGoldrick

9. 060627 **[Zoning Map Amendment for 1327 7th Avenue]**
Ordinance amending the San Francisco Planning Code by amending Sectional Map 6 of the Zoning Map of the City and County of San Francisco to change the use classification of the property located at 1327 – 7th Avenue, and identified as Assessor's Block No. 1762, Lot No. 006, from a zoning designation of RH-2 (Residential House, Two Family) to NC-2, Inner Sunset Neighborhood Commercial District; and adopting General Plan, Planning Code Section 101.1(b), and environmental findings.
(Planning Department)

7/18/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

10. 060827 **[Settlement of Lawsuit - Nibbi Brothers, Inc]**
Ordinance authorizing settlement of the lawsuit filed by Nibbi Brothers, Inc., against the City and County of San Francisco for $300,000; the lawsuit was filed on January 17, 2006 in San Francisco Superior Court, Case No. CGC 06448631; entitled Nibbi Brothers, Inc., v. City and County of San Francisco.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

11. 060842 **[Settlement of Lawsuit - Alfonso Helena]**
Ordinance authorizing settlement of the lawsuit filed by Alfonso Helena against the City and County of San Francisco for $114,500; the lawsuit was filed on January 20, 2004 in United States District Court, Northern District of California, Case No. C04-0260; entitled Alfonso Helena, et al.. v. City and County of San Francisco, et al.

Question: Shall this Ordinance be PASSED ON FIRST READING?

12. 061036 **[Appointment - Pedestrian Safety Advisory Committee]**
Resolution appointing Joy Oganeku and John Lowell, terms ending March 28, 2007, and Shirley Bierly, term ending March 28, 2008, to the Pedestrian Safety Advisory Committee.
Joy Oganeku,succeeding Jeanne Lynch, term expired, seat 4, must be a representative from senior or disability organizations, for the unexpired portion of a two-year term ending March 28. 2007.
John Lowell, succeeding Ancel Martinez, term expired, seat 8, must be a representative from child advocate or school support organization, for the unexpired portion of a two-year term ending March 28, 2007.
Shirley Bierly succeeding herself, term expired, seat 9, must be a representative from a public health organization, for a two-year term ending March 28, 2008.

Question: Shall this Resolution be ADOPTED?

13. 060997 **[Appointment - Urban Forestry Council]**

Resolution appointing Bonnie Ora Sherk, term ending April 5, 2007, to the Urban Forestry Council.

Bonnie Ora Sherk, succeeding Bonnie Fisher, resigned, seat 2, must be a representative of the tree management profession, for the unexpired portion of a two-year term ending April 5, 2007.

Question: Shall this Resolution be ADOPTED?

Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin, Mirkarimi, Elsbernd

14. 060728 [Public Employment, Fiscal Year 2006-2007]

Mayor

Consolidated Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2007, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

Fiscal Impact.

(Charter Section 9.100 provides the Board shall not adopt the Budget eariler than July 15, 2006 nor later than August 1, 2006.)

7/11/2006, CONTINUED. Continued to July 18, 2006

7/18/2006, PASSED ON FIRST READING AS DIVIDED. Supervisor Sandoval requested to divide the question of the San Francisco Airport's Budget. (See File No. 061105 for Airport Budget)

Question: Shall this Ordinance be FINALLY PASSED?

15. 060729 [Government Funding, Fiscal Year 2006-2007]

Mayor

Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2007.

Fiscal Impact.

(Charter Section 9.100 provides the Board shall not adopt the Budget eariler than July 15, 2006 nor later than August 1, 2006.)

7/11/2006, CONTINUED. Continued to July 18, 2006

7/18/2006, PASSED ON FIRST READING AS DIVIDED. Supervisor Sandoval requested to divide the question of the San Francisco Airport's Budget. (See File No. 061105 for Airport Budget)

Question: Shall this Ordinance be FINALLY PASSED?

16. 061105 **[San Francisco Airport Budget, FY 2006/07]**

Consolidated Annual Salary Ordinance enumerating positions in the Annual Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the Fiscal Year ending June 30, 2007, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor for the San Francisco Airport.

(Charter Section 9.100 provides the Board shall not adopt the Budget eariler than July 15, 2006 nor later than August 1, 2006.)

7/18/2006. PASSED ON FIRST READING

7/18/2006. DIVIDED to Board of Supervisors. Divided from File No. 060728 and 060729.

Question: Shall this Ordinance be FINALLY PASSED?

From the Budget and Finance Committee Without Recommendation

Present: Supervisors Daly; Dufty; Elsbernd

17. 060768 **[Creation of Budget Savings Incentive Fund]**

Mayor

Ordinance amending the San Francisco Administrative Code by repealing Section 3.17 and by adding Section 10.20, to create a Budget Savings Incentive Fund to implement cost-saving strategies and to allow for the reinvestment of those savings in one-time expenditures.

7/11/2006. CONTINUED. Continued to July 18, 2006

7/18/2006. AMENDED.

7/18/2006. PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, McGoldrick

18. 051668 **[Expand the Inclusionary Affordable Housing Program to include Buildings of 5 units or more]**
Supervisor McGoldrick
Ordinance amending the Planning Code by amending Sections 315.2, 315.3 and 315.6 to expand the application of the Inclusionary Affordable Housing Program to buildings of five units and more.

7/18/2006, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.
7/18/2006, PASSED ON FIRST READING AS AMENDED.
Question: Shall this Ordinance be FINALLY PASSED?

From the Rules Committee Without Recommendation

Present: Supervisors Mirkarimi, Elsbernd

19. 060673 **[Charter Amendment - Requiring the Mayor to appear personally at one regularly-scheduled meeting of the Board of Supervisors each month to engage in formal policy discussions with members of the Board]**
Supervisor Daly
Charter amendment (Third Draft) to amend Sections 2.103 and 3.100 to require the Mayor to appear personally at one regularly-scheduled meeting of the Board of Supervisors each month to engage in formal discussions with members of the Board and to authorize the Board to adopt rules and guidelines.

7/11/2006, CONTINUED. Continued to July 18, 2006
7/18/2006, CONTINUED. Continued to July 25, 2006
Question: Shall this Charter Amendment be SUBMITTED?

20. 060707 **[Charter Amendment - City Elections In Even-Numbered Years]**
Supervisors McGoldrick, Maxwell
Charter amendment (First Draft) to amend Section 13.101 and Article XVII to change the election cycle for the offices of Mayor, Sheriff, District Attorney, City Attorney and Treasurer so that these offices will be elected in even-numbered years; and to amend the definition of general municipal election so that such elections occur only in even-numbered years.

7/11/2006, CONTINUED. Continued to July 18, 2006
7/18/2006, CONTINUED. Continued to July 25, 2006
Question: Shall this Charter Amendment be SUBMITTED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin, Mirkarimi, Elsbernd

21. 060798 **[Joint Exercise of Powers Agreement – California Municipal Finance Authority]**
Supervisor Mirkarimi
Resolution approving, authorizing and directing the execution of a joint exercise of powers agreement relating to the California Municipal Finance Authority.

Question: Shall this Resolution be ADOPTED?

22. 060799 **[Issuance and Sale of Revenue Bonds – Mercy Housing Projects]**
Supervisor Mirkarimi
Resolution approving the issuance and sale of tax-exempt bonds by the California Municipal Finance Authority in an aggregate principal amount not to exceed $12,000,000 for the financing of the acquisition and rehabilitation of certain housing projects to be owned by a limited partnership or a limited liability company in which Mercy Housing California or an affiliate will serve as a general partner or member.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Dufty, Peskin, Mirkarimi, Elsbernd

23. 060825 **[Finding of Fiscal Feasibility; Endorsement of Term Sheet; Exploratorium Project at Piers 15/17]**
Resolution finding the proposed Exploratorium Project at Piers 15/17 fiscally feasible pursuant to Administrative Code Chapter 29 and endorsing the Term Sheet between The Exploratorium and the San Francisco Port Commission.
(Port)

Question: Shall this Resolution be ADOPTED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Ma

24. 060826 **[Prohibiting vehicle parking for commercial advertising purposes]**
Supervisors McGoldrick, Dufty
Ordinance repealing San Francisco Police Code Section 681, adding San Francisco Traffic Code Section 63.3, and amending San Francisco Traffic Code Section 132 to impose a penalty of $100 for violation of Traffic Code Section 63.3.
(Parking and Traffic Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

25. 060487 [Landmark Trees - Adoption of criteria and procedures for designation and removal]
Supervisor McGoldrick
Resolution adopting the Urban Forestry Council's recommended criteria and procedures for the designation and removal of landmark trees in furtherance of Ordinance No. 17-06 concerning the Urban Forestry Ordinance and authorizing other official acts pursuant to this Resolution.

4/18/2006, REFERRED to City Operations and Neighborhood Services Committee. Supervisor Ma requested that this matter be referred to Committee.

Question: Shall this Resolution be ADOPTED?

26. 060642 [Traffic Regulation – Closure of Jack Kerouac Alley to vehicular traffic]
Supervisor Peskin
Resolution closing Jack Kerouac Alley (formerly known as Adler Street) between Grant Avenue and Columbus Avenue to vehicular traffic; adopting findings, including environmental and findings of consistency with the City's General Plan and priority policies of Planning Code Section 101.1; accepting offers of quitclaim deeds for abutters' rights vehicular access to Jack Kerouac Alley; and authorizing official acts in connection with the street closure.

Question: Shall this Resolution be ADOPTED?

27. 060900 [Accept and Expend CalHome Funds]
Supervisor Maxwell
Resolution authorizing the acceptance and execution of a standard agreement amendment for CalHome funds from the California Department of Housing and Community Development and any future amendments thereto; and any related documents necessary to participate in the CalHome Program; and authorizing MOH to expend CalHome funds to assist low-income, San Francisco homeowners.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval

28. 060345 [Zoning – Jackson Square Special Use District]
Supervisor Peskin
Ordinance amending the San Francisco Planning Code by amending Section 249.25 (Jackson Square Special Use District) to require that ground floor institutional use be subject to conditional use authorization and by amending Sectional Map 1SU of the Zoning Map of the City and County of San Francisco to include Lot 4, Block 195 (site of City Landmark No. 237) within the boundaries of the Jackson Square Special Use District; adopting findings, including environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Maxwell, Sandoval, Daly

29. 051685 **[Increasing the requirements of the Inclusionary Affordable Housing Program.]**
Supervisors Daly, Maxwell

Ordinance amending Planning Code Sections 315.1, 315.2, 315.3, 315.4, and 315.5, 315.6, and 315.8 related to the Inclusionary Affordable Housing Program to increase the percentage of affordable housing required for all residential developments of 10 units or more; to adjust the way low and median income is calculated from a method using Metropolitan Statistical Area calculations to City and County of San Francisco calculations; to provide, with certain exceptions, that the amendments apply to any housing project that has not received a first site or building permit by the effective date of this legislation and applies to phased projects on separate but adjacent lots; to provide for mandatory lotteries to market new inclusionary units and the maintenance of a list generated from a lottery for units that become available; to require a project sponsor that elects an alternative to providing on-site inclusionary housing to make its election at the time of project approval; to allow project sponsors to use California Debt Limit Allocation Committee (CDLAC) tax-exempt bonds to finance inclusionary units under certain circumstances; to build all off-site inclusionary units within one mile of the principal project and to offer those units as rental housing or as ownership housing affordable to households earning no more than 80% of median income; requiring the Mayor's Office of Housing to adjust the in lieu fee annually and no later than July 1 and to report the adjustment to the Board of Supervisors; requiring the Mayor's Office of Housing to evaluate its monitoring procedures and those of the San Francisco Redevelopment Agency with the goal of establishing one monitoring system for all inclusionary units in the City and County of San Francisco; requiring the Planning Department to submit a completed impact study to the Board of Supervisors and Planning Commission no later than October 1, 2006; requesting that the Planning Department and Mayor's Office of Housing conduct certain additional studies described herein; and making findings including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

(Economic Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES
Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:

1. *Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
2. *Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
3. *Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
4. *Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.*
5. *Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.*

30. 060929 [Public Hearing - Appeal of Categorical Exemption from Environmental Review for 899 North Point Street]

Hearing of persons interested in or objecting to the decision of the Planning Department dated May 3, 2006 (Case No. 2006.0367E), exempting from environmental review under Categorical Exemption, State CEQA Guidelines Section 15332 and General Rule Exclusion, under CEQA Guidelines Section 15061(b)(3), the proposed project involving the subdivision of the 5,466 square foot lot at 899 North Point Street into three lots and construction of one two-unit residential building and two three-unit residential buildings, for a total of eight new residential units and 16,437 square feet of residential space. The site is currently vacant and was formerly occupied by an automobile service station. The project site is located on the southeast corner of North Point and Larkin Streets (Assessor's Block 0026 Lot 020) in the Russian Hill neighborhood. The site is located in an RH-3 (Three-Family Residential) zoning district, the Waterfront Special Use District No. 2, and a 40-X height and bulk district. The proposed project will require subdivision approval and a variance from lot size, rear yard, and gas station conversion requirements. (Appellants: Malana Moberg on behalf of Aquatic Park Neighbors and the Ghirardelli Square Neighbors.)

(Filed June 16, 2006. Companion measure to Files 060930, 060931, 060932; District 2.)

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)

31. 060930 **[Affirming the categorical exemption issued for 899 North Point Street]**
Motion affirming the determination by the Planning Department that the 899 North Point Street project is categorically exempt from environmental review under the California Environmental Quality Act.
(Clerk of the Board)

Question: Shall this Motion be APPROVED?

32. 060931 **[Disapproving the categorical exemption issued for 899 North Point Street]**
Motion disapproving the determination by the Planning Department that the 899 North Point Street project is categorically exempt from environmental review under the California Environmental Quality Act.
(Clerk of the Board)

Question: Shall this Motion be APPROVED?

33. 060932 **[Preparation of findings related to the 899 North Point Street project]**
Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 899 North Point Street project is exempt from environmental review under the California Environmental Quality Act.
(Clerk of the Board)

Question: Shall this Motion be APPROVED?

34. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

35. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

CLOSED SESSION

CONFERENCE WITH CITY ATTORNEY - Anticipated Litigation as Defendant

36. **060964** **[Closed Session - Potential Litigation - Telephone Users Tax]**

Motion that the Board of Supervisors convene in closed session with the City Attorney for the purpose of conferring with, or receiving advice from, the City Attorney regarding a recent ruling by the Internal Revenue Service (Notice 2006-50) that may result in litigation involving the City related to the Telephone Users Tax in San Francisco - Business and Tax Regulations Code Section 701, et seq. Government Code Section 54956.9(a) and San Francisco Administrative Code Section 67.10(d)(2) permit this closed session because discussion in open session concerning this matter would likely and unavoidably prejudice the position of the City in the potential litigation. (City Attorney)

7/11/2006, CONTINUED. Continued to July 25, 2006

Question: Shall this Motion be APPROVED?

[Elect To Disclose]
Motion that the Board finds it is in the public interest to disclose information discussed in closed session, and directs the President immediately to disclose that information.

[Elect Not to Disclose]
Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations concerning the anticipated litigation listed above.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 37 through 48

37. 061079 **[Designation of a Government Representative to the Board of Directors of Lenders for Community Development]**

Supervisor Alioto-Pier

Resolution designating a Government Representative to the Board of Directors of Lenders for Community Development to act on behalf of the City and County of San Francisco in that capacity; and granting authority to City officials to designate replacement Government Representatives.

7/18/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

38. 061080 **[Supporting the efforts of Teamsters Local 278 in negotiating a collective bargaining agreement with Whole Foods of California Incorporated]**

Supervisor Elsbernd

Resolution supporting the efforts of Teamsters Local 278 in negotiating a collective bargaining agreement with Whole Foods of California Incorporated.

7/18/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

39. 061081 **[Accept-Expend National Oceanic and Atmospheric Administration Grant]**

Supervisor Ma

Resolution authorizing the Office of Emergency Services to accept and expend a Federal grant in the amount of $16,500 from the National Oceanic and Atmospheric Administration (NOAA) to begin participation in the "TsunamiReady" program.

7/18/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

40. 061083 **[Accept-Expend Federal Grant - Mayor's Office of Criminal Justice]**

Supervisor Maxwell

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to retroactively accept and expend a grant in the amount of $37,500 from the van Loben Sels/RembeRock Foundation for the purpose of exploring potential alternatives to the California Youth Authority/Division of Juvenile Justice for San Francisco youth.

7/18/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

41. 061084 [Apply for State Re-Use Assistance Grant - Department of the Environment]

Supervisor Mirkarimi

Resolution authorizing the Department of the Environment to apply for annual grants from the California Integrated Waste Management Board for the purpose of conducting activities leading to an increase of the re-use of materials that might otherwise go into the landfill.

7/18/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

42. 061085 [Supporting Assembly Bill 2449 - Mandating statewide recycling of checkout bags at grocery stores]

Supervisor Mirkarimi

Resolution urging San Francisco's elected officials in Sacramento to support AB 2449, mandating statewide recycling of checkout bags at grocery stores, and oppose any language that would pre-empt the right of local jurisdictions to institute fees or other requirements to promote waste reduction.

7/18/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

43. 061086 [Resisting the Federal Government's Intervention in a San Francisco Investigation]

Supervisors Mirkarimi, Ammiano

Resolution resisting the federal government's intervention in the City and County of San Francisco's investigation of the July 8th, 2005 G-8 protest and expressing support for the California Shield Law.

7/18/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

44. 061087 [Supporting the resource efficient building conference and expo, West Coast Green]

Supervisor Mirkarimi

Resolution promoting the advancement of residential green building in San Francisco by supporting the conference and expo West Coast Green, September 28-30, 2006 at Bill Graham Civic Auditorium, and declaring the last week of September as "Green Building Week" in San Francisco.

7/18/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

45. 061088 [Collecting Data on the Number of Ellis Act Evictions Enforced by the Sheriff]

Supervisors Mirkarimi, Ammiano

Resolution urging the San Francisco Sheriff's Department to collect data on the number of Ellis Act evictions it enforces by adding a checkbox on its eviction instruction form to disclose that the eviction is an Ellis Act eviction.

7/18/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

46. 061089 **[Enforcement of and Assistance with Ellis Act Evictions]**

Supervisors Mirkarimi, Ammiano

Resolution urging the San Francisco Sheriff to not enforce Ellis Act evictions and the Rent Board to not assist landlords with evicting tenants under the Ellis Act, and commending the San Francisco Sheriffs Department for establishing the only sheriff-led Eviction Assistance program in the State of California.

7/18/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

47. 061090 **[Pruning Standards for Public Trees in the City and County of San Francisco]**

Supervisor Peskin

Resolution adopting the Pruning Standards for Trees in the City and County of San Francisco that apply to all those working on public trees, including City and County of San Francisco employees, private contractors, property owners, and residents.

7/18/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

48. 061091 **[Supporting Proposition 84 - The Clean Water, Parks and Coastal Protection Bond]**

Supervisor Peskin

Resolution expressing support for California State Proposition 84, the Clean Water, Parks and Coastal Protection Bond.

7/18/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

Questions on the For Adoption Without Committee Reference Agenda: _____

49. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from July 11, 2006 through July 17, 2006, for reference by President to appropriate committee on July 25, 2006.

061030 **[Regulating Street Artists - Compensation of Advisory Committee]**
Ordinance amending Article 24 of the San Francisco Police Code by amending Section 2402 to allow members of the Advisory Committee of Street Artists and Craftmen Examiners to be reimbursed for their reasonable travel expenses traveling to and from Committee meetings, Street Artist screenings, and other Advisory Committee activities.
(Arts Commission)

7/11/2006, ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 8/24/2006.

061032 **[Mission Bay North Commons at Park P17 Improvements]**
Ordinance designating a portion of State Trust Parcel adjacent to Park P17 for public right-of-way purposes; approving a map showing such areas and declaring such areas to be open public right-of-way; naming the new right-of-way Terry A. Francois Boulevard; designating street grades, sidewalk widths, and street parking restrictions; accepting the irrevocable offer for the acquisition facilities; designating said facilities to public use and accepting for maintenance and liability purposes, subject to specified limitations; adopting environmental findings and findings that such actions are consistent with the City's General Plan, eight priority policy findings of City Planning Code section 101.1, and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 176,148 and authorizing official acts in connection with this Ordinance.

7/13/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061033 **[Mission Bay - Parks NP1 & NP2 Improvements]**
Ordinance designating a portion of State Trust Parcel 1 lying next to Channel for public open space and park purposes; naming the new park "Mission Creek Park"; accepting the irrevocable offer for the acquisition facilities; designating said facilities to public open space and park purposes and accepting for maintenance responsibilities and liability purposes; adopting findings that such actions are consistent with the City's General Plan, priority policy findings of City Planning Code section 101.1, and the Mission Bay North Redevelopment Plan; accepting Department of Public Works Order No. 176,149 and authorizing official acts in connection with this Ordinance.
(Public Works Department)

7/13/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

PROPOSED RESOLUTIONS

Proposed ordinances received from July 11, 2006 through July 17, 2006, for reference by President to appropriate committee on July 25, 2006.

061028 **[Unpaid DPH Delinquent Refuse Service payment liens to become special assessments to the property taxes]**
Resolution confirming report of delinquent charges for refuse collection service and nuisance removal costs submitted by the Director of Public Health, as modified to the date of adoption of this resolution, and creating Special Assessments and liens based thereon.
(Public Health Department)

7/7/2006, SCHEDULED FOR PUBLIC HEARING. Scheduled for August 8, 2006, at 3:00 p.m.

061029 **[Parking Regulations]**
Resolution enacting and rescinding parking regulations at various locations.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Charles J. Brenham Street, west side, between Market and McAllister Streets.
(7/13/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3215.)

7/14/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061031 **[Approval of the Substance Abuse and Crime Prevention Act of 2000-Implementation Plan]**
Resolution authorizing adoption of the San Francisco County Plan for the Substance Abuse and Crime Prevention Act of 2000 for Fiscal Year 2006-2007.
(Public Health Department)

7/14/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061106 **[Petitions and Communications]**

Petitions and Communications received from July 11, 2006 through July 17, 2006 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on July 25, 2006.

From Office of Emergency Services and Homeland Security, submitting list of sole source contracts entered into in fiscal year 2005-06. (1)

From Clerk of the Board, submitting Form 700 Statement of Economic Interest for David Noyola, Legislative Assistant to Supervisor Peskin and Nicholas Kinsey, Legislative Assistant to Supervisor Sandoval. (2)

From Hiashi Sugaya, submitting his resignation from the Board of Appeals. (3)

From Office of the Mayor, submitting appointment of Richard Benjamin to the Taxi Commission. (4)

From Commissioner Mar, submitting support for proposed Charter amendment to change the election cycle and improve the democratic participation in local elections. File 060707, Copy: Each Supervisor (5)

From Bruce Brugmann, submitting two news articles from the SF Bay Guardian "Playing hardball in the Presidio" and "Ammiano's health care plan is fair". File 051919 (6)

From Public Utilities Commission, submitting request for release of reserved funds ($645,000) for the Infrastructure Division Program. File 060972 (7)

From Public Utilities Commission, submitting request for release of reserved funds ($850,000) for the Water Quality Division. File 060971 (8)

From Ethics Commission, regarding regulations to implement the Campaign Finance Reform Ordinance. File 060501, Copy: Each Supervisor (9)

From Office of Economic Analysis, submitting report regarding increasing the requirements of the Inclusionary Affordable Housing Program. File 051685 (10)

From Lincoln Park Neighborhood Association Inc., submitting withdrawal of appeal of determination of Categorical Exemption for Katherine Delmar Burke School Expansion Project at 229 32nd Avenue. File 060992 (11)

From the Department of Public Works, regarding removal of graffiti from various locations in District 5. (Reference Numbers 20060523-006, 20060523-005, 20060523-002, 20060516-006, 20060613-002, 20060523-002, 20060509-010, 20060425-020, 20060502-010, 20060509-009, 20060425-018, 20060418-008, 20060404-008) Copy: Supervisor Mirkarimi (12)

From Department of Public Works, regarding repairing potholes at various locations in District 5. (Reference No. 20060418-006) Copy: Supervisor Mirkarimi (13)

From Department of Public Works, regarding repairing the sidewalk at Webster and Grove Streets. (Reference No. 20060627-019) Copy: Supervisor Mirkarimi (14)

From Juvenile Probation Department, regarding request to report on the current status of implementation of the JUSTIS system. (Reference No. 20060627-027) Copy: Supervisor Ma (15)

From Office of the Public Defender, regarding request to report on the current status of implementation of the JUSTIS system. (Reference No. 20060627- 023) Copy: Supervisor Ma (16)

From Office of the Sheriff, regarding request to report on the current status of implementation of the JUSTIS system. (Reference No. 20060627-024) Copy: Supervisor Ma (17)

From Health Service System, submitting list of sole source contracts entered into in fiscal year 2005-06. (18)

From Human Services Agency, regarding the feasibility of establishing a Grandparent Caregiver Pilot Program. (Reference No. 20060123-014) Copy: Supervisor Ma (19)

From Municipal Transportation Agency, proposing an increase in the general time limit of parking meters in Parking Meter Area One, which includes most of downtown San Francisco, from 30 minutes to one hour. Copy: Each Supervisor (20)

From Office of the Treasurer/Tax Collector, submitting the Cash difference and Overage Fund balance and activities reported to this office for the period ending June 30, 2006. (21)

From Office of Emergency Services and Homeland Security, regarding request to report on the current status of implementation of the JUSTIS system. (Reference No. 20060627-026) Copy: Supervisor Ma (22)

From Office of Supervisor Daly, submitting copy of letter sent to constituent listing the affordable housing opportunities in San Francisco. (23)

From concerned citizens, commenting on the proposed Health Access Program. File 051919, Copy: Each Supervisor, 4 letters (24)

From Department of Human Resources, submitting request for waiver of Administrative Code Chapters 12B and 12C for SF Convention Facilities at 745 Howard Street. (25)

From Department of Public Works, regarding energy consumption and expenditures for the Department of Public Works. (Reference No. 20060509-001) Copy: Supervisor Mirkarimi (26)

From Christian Holmer, regarding public records request. (27)

From Yehudah Younrssian, appealing decision of the Department of Public Works denial of a Minor Sidewalk Encroachment Permit for 1230 Mason Street. File 061046 (28)

From T-Mobile USA, Inc., submitting notification letter for a CPUC Cell Site for Davis Realty at 5000 Geary Boulevard. (29)

From Fire Department, submitting copy of letter sent to the Housing Authority regarding replacing gate at the end of Anderson Street. Copy: Supervisor Ammiano (30)

From Office of Economic Analysis, submitting report regarding expanding the Inclusionary Affordable Housing Program to include 5 units or more. File 051668 (31)

From concerned citizens, submitting support for continued funding of the Neighborhood Emergency Response Training Program (N.E.R.T.) taught by the Fire Department (32)

From State Department of Highway Patrol, submitting the hazardous materials incident report. (33)

From Abdallah Megahed, urging the Mayor and the Board of Supervisors to provide the Bill Graham Auditorium free of charge to replay the World Cup Champion game between France and Italy. (34)

From Kimo Crossman, regarding Mayor Newsom appearing before a local SF Government Transparency Oversight Body. (35)

From concerned citizens, submitting support for additional open hours on Sundays at branch libraries. File 060582, Copy: Each Supervisor, 3 letters (36)

From J. Chesler, concerning the dangers of jogging in residential areas while wearing an Ipod. Copy: Supervisor Elsbernd (37)

From Office of the Mayor, submitting the reappointment of Scott Helfond as member of the Health Service Board, Don Casper as member of the Civil Service Commission, Morgan Gorrono as member of the Civil Service Commission, Andrea Cochran as member of the Arts Commission, Ruth Gravanas as member of the Environment Commission. (38)

From Planning Department, regarding zoning and development context in the Crestmont Drive Area. (Reference No. 20060613-001) Copy: Supervisor Elsbernd (39)

From Gordon Thrupp, concerning signatory area for appeal of Conditional Use of property located at 324 Cortland Avenue. File 060976 (40)

From Office of the Assessor-Recorder, requesting a deadline extension for making changes to their 2006-07 performance measures. File 060576, Copy: Supervisor Peskin (41)

From Port of SF, submitting request for release of reserved funds (in the amount of $190, 370) for Pier 70 Historic Preservation Consulting Services. Copy: Supervisors Daly, Peskin, Ammiano (42)

From Office of the Treasurer/Tax Collector, submitting a record of the receipt and disposition of gifts given to the Office of the Treasurer/Tax Collector during the 2005-06 fiscal year. (43)

From Merrilee Morrow, submitting support for the Whole Foods/housing proposal at the corner of Haight and Stanyan Streets. (44)

From Janette Barroca, submitting picture of Mike McNaughton who stepped on a land mine in Afghanistan in 2002 jogging with President Bush in 2006. (45)

From John Malick, submitting opposition to proposed marijuana clinic in the wharf area. Copy: Supervisor Peskin (46)

From State Fish and Game Commission, submitting notice of proposed regulatory action relative to Sections 163 and 164,Title 14, California Code of Regulations, relating to Commercial Herring Regulations which will appear in the California Regulatory Notice Register on July 7, 2006. (47)

From Ahimsa Sumchai, concerning CCSF's mandate to disclose the air quality in San Francisco to the U.S. Olympic Committee. 2 letters (48)

From Prosf, regarding a public records request from the Office of Homeland Security. (49)

ADJOURNMENT

Legislation Pending Under the "30 Day Rule"

These items may not be heard by Committee until the date in the right hand column.

As Revised

July 20, 2006

Rule 5.40 provides that when an ordinance or resolution is introduced which would create or revise major city policy, the committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply urge action to be taken.

Ordinance amending Planning Code providing time limits for landmarks and historic districts	061068	Land Use & Economic Development	Supervisor Maxwell	7/18/06	8/17/06
Ordinance amending Planning Code allowing certain non-conforming uses to occupy public sidewalks	061069	Land Use & Economic Development	Supervisor Mirkarimi	7/18/06	8/17/06
Ordinance amending Residential Rent Stabilization Code Administrative Chapter 37 Regarding evictions involving school-age children	061077	Land Use & Economic Development	Supervisor McGoldrick	7/18/06	8/17/06
Ordinance amending Section 500 of the Municipal Elections Code to require the Department of Elections to mail a voter information pamphlet to each registered San Francisco voter at least 29 days before an election.	061008	Rules Committee	Supervisors Elsbernd, Ammiano, Dufty, Ma, McGoldrick	7/11/06	8/10/06
Ordinance adding Chapter 16 to the Environment Code to prohibit the use of polystyrene foam disposable food service ware and require the use of biodegradable or compostable disposable food service ware by restaurants, retail food vendors, City departments and the City's contractors and lessees unless there is no affordable alternative and to provide for penalties for violation; and amending the Health Code by repealing Sections 469	060944	City Operations and Neighborhood Services Committee	Supervisors Peskin, Daly, Mirkarimi	6/27/06	7/27/06

through 469.10 which bans the use of food packaging and plastic food service ware made with chlorofluorocarbons and which is now void by its terms.					

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

DOCUMENTS DEPT
AUG - 4 2006
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PUBLIC LIBRARY

AGENDA

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, August 8, 2006 2:00 PM

Regular Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Dufty, Peskin	Wednesday 1:00 PM
City and School District Select Committee Supervisors Ammiano, Maxwell, Ma, Commissioners Chin, Kelly, Wynns	2nd Monday (Bi-monthly) 4:00 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Dufty, Ma	1st and 3rd Monday 1:00 PM
Government Audit and Oversight Committee Supervisors Ammiano, Alioto-Pier, Peskin	2nd and 4th Monday 1:00 PM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Wednesday 1:00 PM
Rules Committee Supervisors Mirkarimi, Elsbernd, Ammiano	Thursday 10:00 AM
Select Committee on Ending Gun and Gang Violence Supervisors Maxwell, Mirkarimi, Ammiano	1st and 3rd Monday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Board to approve Board Meeting Minutes for July 11, 2006 and July 18, 2006.

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 5

Recommendation of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

1. 060853 **[Restricting Posting of Signs on City-Owned Lamp Posts or Utility Poles]**
Supervisor Peskin
Ordinance amending Article 5.6 of the San Francisco Public Works Code to increase restrictions governing signs on City-owned lamp posts and utility posts located on commercial streets.

8/1/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

2. 060265 [Residential and Industrial Compatibility and Protection]

Supervisor Maxwell

Ordinance amending the Administrative Code to add Chapter 35 to provide that certain industrial uses shall not be considered a nuisance due to changed circumstances on adjacent property, with certain exceptions; to require notice regarding adjacent industrial uses to be provided prior to the transfer of real property for residential uses; to provide for civil penalties; to provide for a private right of action; and making environmental findings.

8/1/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. 060926 [Landmark Designation of the Doggie Diner sign, located in the median strip of Sloat Boulevard and 45th Avenue]

Supervisor Elsbernd

Ordinance Designating the Doggie Diner sign, located in the median strip of Sloat Boulevard and 45th Avenue, as a Landmark under Planning Code Article 10; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings.
(Planning Department)

8/1/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

4. 061037 [Settlement of Lawsuit - Alameda County]

Ordinance authorizing settlement of the lawsuit, County of Alameda, Alameda County Flood Control and Water Conservation District v. City and County of San Francisco, for declaratory and injunctive relief, and costs of suit including attorneys fees, filed on June 19, 2006 San Francisco County Superior Court, Case No. CPF-06-506443; material terms of said settlement are payments in the amount of $1.2 million to Alameda County Flood Control and Water Conservation District for projects in the Alameda Creek watershed.
(City Attorney)

8/1/2006, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

5. 061000 **[Appointment - Immigrant Rights Commission]**

Resolution appointing Vera Haile, Gilberto Alexander and Ivy Lee, terms ending June 6, 2008, and Toye Moses, term ending June 6, 2007, to the Immigrant Rights Commission.

Vera Haile, succeeding herself, term expired, seat 1, must have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for a two-year term ending June 6, 2008.
Gilberto Alexander, succeeding himself, term expired, seat 2, must have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for a two-year term ending June 6, 2008.
Ivy Lee, succeeding herself, term expired, seat 5, must have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for a two-year term ending June 6, 2008.
Toye Moses, succeeding Zina Spektor, resigned, seat 11, must be an immigrant to the United States who is appointed in accordance with Section 4.101 of the Charter. In addition, members shall have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for the unexpired portion of a two-year term ending June 6, 2007.

Question: Shall this Resolution be ADOPTED?

Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:

REGULAR AGENDA

NEW BUSINESS

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, McGoldrick, Mirkarimi

6. 060032 **[Allowing certain medical cannabis dispensaries in Residential-House or Residential-Mixed districts to remain open during the 18-month application period and other amendments]**
Supervisor Mirkarimi
Ordinance amending the San Francisco Planning Code by amending Sections 209.3, 217, 790.141, and 890.133 to allow certain medical cannabis dispensaries in Residential-House or Residential-Mixed districts to remain open during the 18-month grace period provided for obtaining a permit, to define "community facility" and "recreation building" as those that primarily serve persons under 18 years of age, and to provide certain notice to both owners and occupants within 300 feet of a proposed medical cannabis dispensary; amending the San Francisco Health Code by amending Sections 3303, 3304, 3305, 3306, 3307 and 3312 to amend the permitting process for medical cannabis dispensaries to conform to the California Fire Code, to eliminate the need for an employment background check, to provide for a provisional permit to be issued after a hearing but before construction work is performed, to provide for referral of permit applications to the Department of Building Inspection, and to require employees to wash hands and use sanitary utensils when handling cannabis; and making environmental findings and findings of consistency with the priority planning policies of Planning Code Section 101.1 and the General Plan.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Sandoval

7. 061082 **[Declaration of Policy Regarding 2016 Olympics for Submittal to Voters]**
Supervisors Sandoval, Daly, Mirkarimi
Motion asking the voters whether it shall be San Francisco's policy to host the 2016 Olympics given the costs and benefits.
(Supervisor Elsbernd dissenting in Committee.)

Question: Shall this Motion be APPROVED?

8. 061023 **[Reappointment, Entertainment Commission - Bruce G. Lorin]**

Mayor

Motion approving the Mayor's nomination for reappointment of Bruce G. Lorin to the Entertainment Commission, for the term ending June 2, 2010.
(Mayor)

Question: Shall this Motion be APPROVED?

9. 061025 **[Reappointment, Board of Appeals - Michael Garcia]**

Motion approving the Mayor's reappointment of Michael Garcia to the Board of Appeals for the term ending July 2, 2010.
(Mayor)

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M.

10. 061027 **[Public Hearing - DPH Delinquent Refuse Service Payment Liens (Garbage Liens)]**
Hearing of persons interested in or objecting to report of delinquent charges for refuse collection service and nuisance removal costs submitted by the Director of Public Health, as modified to the date of adoption of this resolution, and creating special assessments and liens based thereon.
(Clerk of the Board)

Action:_____

11. 061028 **[Unpaid DPH Delinquent Refuse Service payment liens to become special assessments to the property taxes]**
Resolution confirming report of delinquent charges for refuse collection service and nuisance removal costs submitted by the Director of Public Health, as modified to the date of adoption of this resolution, and creating special assessments and liens based thereon.
(Public Health Department)

Question: Shall this Resolution be ADOPTED?

12. 061092 **[Public Hearing - DPH Reinspection Fee Liens]**
Hearing of persons interested in or objecting to report of delinquent reinspection fee costs submitted by the Director of Public Health, as modified to the date of adoption of the resolution, and creating liens and special assessments based thereon.
(Clerk of the Board)

Action:_____

13. 061093 **[Unpaid Department of Public Health complaint reinspection fee liens to become special assessments to the property taxes]**
Resolution confirming the report of delinquent reinspection fee costs submitted by the Director of Public Health, as modified to the date of adoption of the resolution, and creating liens and special assessments based thereon.
(Public Health Department)

Question: Shall this Resolution be ADOPTED?

14. 061094 **[Public Hearing - DBI Special Assessment of Liens for Code Enforcement Cases]**
Hearing of persons interested in or objecting to report of Delinquent Charges for Code Enforcement cases with Delinquent Assessment of Costs, and Fees pursuant to the provisions of Section 102.3, 102.12, 102.17, 102.18, 102.19 et Seq., Section 108, Section 110 - Tables 1-K, and 1-G, and Sections 3407.7.1.3, 3407.7.1.4, 3407.7.1.5, and 3407.7.1.6 et seq., of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for Services rendered by said Department of Costs thereof having accrued pursuant to Code Violations referenced above.
(Clerk of the Board)

Action:_____

15. 061095 **[Special Assessment of Liens for Assessment Costs]**

Resolution confirming report of Delinquent Charges for Code Enforcement cases with Delinquent Assessment of costs, and Fees pursuant to the provisions of Section 102.3, 102.12, 102.17, 102.18, 102.19 et Seq., 103.3.3 Section 108, Section 110 – Tables 1-K and 1-G, and Sections 3407.7.1.3, 3407.7.1.4, 3407.7.1.5, and 3407.7.1.6 et seq., of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for Services rendered by said Department of Costs thereof having accrued pursuant to Code Violations referenced above.
(Building Inspection Department)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M

16. **061046** **[Public Hearing - Appeal of Minor Sidewalk Encroachment for 1230 Mason Street]**
Hearing of persons interested in or objecting to the decision of the Department of Public Works, by its letter dated June 29, 2006, dissapproving a request for a Minor Sidewalk Enchroachment Permit to construct a warped-driveway and two (2) planter boxes to encroach 3'6" encroachment into the existing sidewalk at property located at 1230 Mason Street. (Appellant: Yehudah Younessian)

(Filed July 11, 2006; companion measur to Files 06061047, 061057; District 3.)

Action:_____

(Only one of the following two motions should be adopted.)

17. **061047** **[Minor Sidewalk Encroachment Permit - 1230 Mason Street]**
Motion affirming the decision of the Department of Public Works denial of a Minor Sidewalk Encroachment Permit to construct a warped-driveway and two (2) planter boxes to encroach 3'6" encroachment into the existing sidewalk at property located at 1230 Mason Street.
(Clerk of the Board)

Question: Shall this Motion be APPROVED?

18. **061057** **[Disapproving a Minor Sidewalk Encroachment Permit - 1230 Mason Street]**
Motion disapproving the decision of the Department of Public Works denial of a Minor Sidewalk Encroachment Permit to construct a warped-driveway and two (2) planter boxes to encroach 3'6" encroachment into the existing sidewalk at property located at 1230 Mason Street.
(Clerk of the Board)

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES
Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:

1. *Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
2. *Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
3. *Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
4. *Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.*
5. *Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.*

19. 060984 **[Public Hearing - Appeal of Categorical Exemption from Environmental Review for 70 Douglass Street]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated September 27, 2005 (Case No. 2005.0616E), exempting from environmental review under Categorical Exemption, Class 1 and Class 3 [State Guidelines, Section 15301(1)(1) and 15303(b)], the proposal would demolish an existing four-bedroom (BR) single-family dwelling of 2,196 square feet (sq ft) constructed pre-1900, and construct a new two-unit residential building of 7,351 gross sq ft. The site, on the western side of Douglass Street, located approximately mid-block (Assessor's Block 2625, Lot 007A), is an irregular shaped parcel of 3,693 sq ft within the city block bounded by Douglass Street to the east, Ord Street to the west, and 17th Street to the south (Douglass Street dead ends at the northerly end of the block). The project site, located in the Upper Market neighborhood, is zoned RH-2 (Residential, House-Two Family) and is within a 40-X height and bulk district. (Appellants: Susan Detwiler on behalf of the owners of 62-68 Douglass Street.)

(Filed June 27, 2006; companion measure to Files 060985, 060986, 060987, District 8.)

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)

20. 060985 **[Affirming the categorical exemption issued for the 70 Douglass Street project]**

Motion affirming the determination by the Planning Department that the project at 70 Douglass Street is categorically exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

21. **060986** **[Disapproving the categorical exemption issued for 70 Douglass Street]**
Motion disapproving the determination by the Planning Department that the 70 Douglass Street project is categorically exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

22. **060987** **[Preparation of findings related to the 70 Douglass Street project]**
Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 70 Douglass Street is exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 4:30 P.M.

From the Board

23. **060967** **[Affirming certification of Wharf J-10 FEIR]**
Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the Wharf J-10 Project.

8/1/2006, CONTINUED. Continued to August 8, 2006 at 4:30 p.m.

Question: Shall this Motion be APPROVED?

24. **060968** **[Disapproving certification of Wharf J-10 FEIR]**
Motion disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the Wharf J-10 Project.

8/1/2006, CONTINUED. Continued to August 8, 2006 at 4:30 p.m.

Question: Shall this Motion be APPROVED?

25. **060969** **[Preparation of findings to disapprove certification of Wharf J-10 FEIR]**
Motion directing the Clerk of the Board to prepare findings disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the Wharf J-10 FEIR.

8/1/2006, CONTINUED. Continued to August 8, 2006 at 4:30 p.m.

Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following items will be considered by the Budget and Finance Committee at a Special Meeting on Tuesday, August 8, 2006 at 10:00 a.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, August 8, 2006.

26. 061142 **[Adding Section 702 to the Business and Tax Regulations Code and amending Sections 703 and 714 of the San Francisco Business and Tax Regulations Code]**

Supervisor Mirkarimi

Ordinance amending Article 10, Utility Users Tax, by adding Section 702 to the Business and Tax Regulations Code; amending Section 703 of the San Francisco Business and Tax Regulations Code making technical clarifications to the Utility Users Tax on telephone services to address change in interpretation of referenced federal law; and amending Section 714 of the San Francisco Business and Tax Regulations Code to conform with Article 6, Common Administrative Provisions.

Question: Shall this Ordinance be PASSED ON FIRST READING?

27. 061110 **[General Obligation Refunding Bonds]**

Mayor

Resolution approving the form of and authorizing the distribution of a preliminary official statement relating to the issuance of City and County of San Francisco general obligation refunding bonds and authorizing preparation, execution and delivery of final a official statement; acknowledging the receipt of certain information relating to such refunding bonds; ratifying the approvals and terms and conditions of a previous resolution; and related matters.

Question: Shall this Resolution be ADOPTED?

28. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

29. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

30. **061140** **[Legislative Analyst Request - Police Department]**

Supervisor Elsbernd

Motion requesting the Legislative Analyst to research the disciplinary process of police departments in other jurisdictions. The report should focus on comparing the disciplinary authority of San Francisco's Police Chief, the role of the Office of Citizen Complaints (OCC), and the role of the Police Commission with comparable jurisdictions within California.

8/1/2006, ASSIGNED to Board of Supervisors. Scheduled for Board consideration August 8, 2006.
Brief report, desired delivery date August 31, 2006.

Question: Shall this Motion be APPROVED?

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 31 through 37

31. 061120 **[Supporting Proposition 1C, Housing and Emergency Shelter Trust Fund Act of 2006]**
Supervisor Peskin
Resolution expressing support for California State Proposition 1C, Housing and Emergency Shelter Trust Fund Act of 2006.

8/1/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

32. 061150 **[Commending El Cucuy and the Votos por America campaign]**
Supervisor Mirkarimi
Commending DJ Renan Almendarez Coello, known as El Cucuy, and the Votos por America campaign who are working to register one million new voters.

8/1/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

33. 061151 **[Issuance and Sale of Revenue Bonds - Lycee Francaise La Perouse]**
Supervisor Ma
Resolution approving the issuance and sale of revenue bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $15,000,000 for the financing of the acquisition, construction, improvement and equipping of facilities of Lycee Francaise La Perouse and certain other matters relating thereto.

8/1/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

34. 061131 **[Final Map - 2011 26th Street]**
Motion approving Final Map 2302, a 6 Unit Live Work Condominium Project, located at 2011 26th Street being a subdivision of Lot 19 in Assessors Block No. 4327A and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,224; District 10.)

7/28/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

35. 061132 [Final Map - 2031 26th Street]

Motion approving Final Map 2300, a 6 Unit Live/Work Condominium Project, located at 2031 26th Street being a subdivision of Lot 17 in Assessors Block No. 4327A and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,223; District 10.)

7/28/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

36. 061133 [Final Map - 2041 26th Street]

Motion approving Final Map 2299, a 8 Unit Live\Work Condominium Project, located at 2041 26th Street being a subdivision of Lot 16 in Assessors Block No. 4327A and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,222; District 10.)

7/28/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

37. 061134 [Final Map for Candlestick Point The Cove]

Motion approving Final Map 3110, Candlestick Point The Cove, a one hundred seventy six residential condominium project, being a merger and resubdivision of Block 4991, lots 418 and lots OS-3 thru OS-5; and a merger and resubdivision of Block 4991, lots 239 and OS-6, acknowledging a public improvement agreement and easements related to the final map; and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 175,994; District ?)

7/28/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

38. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from July 25, 2006 through July 31, 2006, for reference by President to appropriate committee on August 8, 2006.

061126 **[Settlement of Lawsuit - Gustavo A. Cubillo]**
Ordinance authorizing settlement of the lawsuit filed by Gustavo A. Cubillo against the City and County of San Francisco for $50,000; the lawsuit was filed on May 17, 2004 in San Francisco Superior Court, Case No. 431-445; entitled Gustavo A. Cubillo, et al. v. City and County of San Francisco, et al.
(City Attorney)

7/26/2006, RECEIVED AND ASSIGNED to Rules Committee.

061127 **[Settlement of Lawsuit - CCSF v. Gregory P. O'Keeffe and Lydia Collins]**
Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Gregory P. O'Keeffe and Lydia Collins, in the probate matter of The Estate of Dorothy Frances Boyesen, for $40,000.00; the lawsuit was filed on August 20, 2004 in the San Francisco Superior Court, Case No. PES-04-285738; entitled The Estate of Dorothy Frances Boyesen; City and County of San Francisco v. Gregory P. O'Keeffe and Lydia Collins.
(City Attorney)

7/31/2006, RECEIVED AND ASSIGNED to Rules Committee.

061128 **[Updating speed limit provisions on King Street and on the Embarcadero]**
Ordinance amending Section 175.20 of the Traffic Code, governing the speed limit on a portion of The Embarcadero, to reflect that the Embarcadero terminates at King Street, and amending Section 176.39 of the Traffic Code to extend the speed limit change on King Street from 5th Street to The Embarcadero.
(Municipal Transportation Agency)

7/28/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from July 25, 2006 through July 31, 2006, for reference by President to appropriate committee on August 8, 2006.

061129 **[Parking Regulations]**
Resolution enacting and rescinding parking regulations at various locations.

RESIDENTIAL PERMIT PARKING AREA "W" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Rhode Island Street, both sides, between 25th and 26th Streets (1400).

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Marina Boulevard, north side, from Laguna Street to 20 feet westerly.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Irving Street, north side, from 9th Avenue to 24 feet easterly (removes one parking meter space).

PARKING METER AREA NO. 3 (1-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - RESCIND
PARKING METER AREA NO. 3 (2-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Eddy Street, both sides, between Franklin Street and Van Ness Avenue (800 block)

1-HOUR PARKING LIMIT, 7 AM TO 6 PM, MONDAY THROUGH SATURDAY - RESCIND
2-HOUR PARKING LIMIT, 7 AM TO 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH
Eddy Street, both sides, between Franklin and Gough Streets (900 block)

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Sickles Avenue, south side, from Alemany Boulevard to 120 feet westerly.

RESIDENTIAL PERMIT PARKING AREA "W" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Bryant Street, both sides, between 20th and 21st Streets (2200 block).
(Parking and Traffic Department)
(6/28/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3222.)

7/28/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061130 **[Traffic Regulations]**
Resolution enacting and rescinding traffic regulations at various streets.

NO TURN ON RED - ESTABLISH
Jordan Avenue, northbound, at California Street and southbound Cherry Street at California Street.

RIGHT LANE MUST TURN RIGHT - RESCIND
Pine Street, westbound, at Kearny Street.

NO LEFT TURN - ESTABLISH
San Bruno Avenue, southbound, the intersection of Arleta Avenue and Bayshore Boulevard.

NO LEFT TURN - ESTABLISH
San Bruno Avenue, northbound, at Silliman Street

BICYCLE LANES - ESTABLISH
Mississippi Street, both sides, between Mariposa and 16th Streets.
(Parking and Traffic Department)
(6/28/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3222.)

7/28/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061176 **[Petitions and Communications]**

Petitions and Communications received from July 25, 2006 through July 31, 2006 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on August 8, 2006.

From Department of Public Works, submitting list of sole source contracts entered into during fiscal year 2005-06. (1)

From Department of Human Services, submitting the quarterly update for the Human Services Care Fund. (2)

From Municipal Transportation Agency, submitting information on a variety of bicycle-related projects around the city. (Reference No. 20060523-010) Copy: Supervisor Elsbernd (3)

From Municipal Transportation Agency, submitting report on the safety status of the crosswalk at Fell and Masonic. (Reference No. 20060509-007) Copy: Supervisor Mirkarimi (4)

From Department of Public Works, regarding trimming trees fronting 1029 Golden Gate Avenue. (Reference No. 20060725-005) Copy: Supervisor Mirkarimi (5)

From Department of Public Works, regarding trimming trees fronting 1178 Fulton Street. (Reference No. 20060627-018) Copy: Supervisor Mirkarimi (6)

From Public Utilities Commission, regarding removing graffiti from utility poles at various locations in District 5. (Reference No. 20060718-002) Copy: Supervisor Mirkarimi (7)

From Office of the Clerk of the Board, submitting copy of letter sent to constituent regarding the signatory area percentages for the Conditional Use appeal project at 324 Cortland Avenue. File 060976 (8)

From Office of the City Attorney, regarding the upcoming issuance of the SF Public Utilities Commission Water Revenue Bonds (2006 Refunding Series C). File 060683, Copy: Each Supervisor (9)

From Office of the Mayor, submitting the reappointment of Susan Bierman and appointment of Rodney Fong as members of the Port Commission. (10)

From Joel Karr & Thomas Tashjian, submitting request for a one-week continuance of appeal for proposed project at 70 Douglass Street. File 060984, Copy: Each Supervisor (11)

From Susan Detwiler, submitting request for a one-week continuance of appeal for proposed project at 70 Douglass Street. File 060984, Copy: Each Supervisor (12)

From John & Sarah Gough, submitting support for the Whole Foods grocer/housing proposal at the corner of Haight and Stanyan Streets, with one caveat that the number of condo's in the mixed development should be limited to 30. Copy: Each Supervisor (13)

From Ceri Smith, submitting request for a Type 20 and 42 liquor license for Ceri Smith dba Biondivino at 1415 Green Street. (14)

From Office of the Controller, submitting report concerning the audit of the Allen Group, LLC and its compliance with the city ordinance prohibiting the use of city funds for political activity. (15)

From Christian Holmer, submitting the "Peoples Sunshine Audit #2 – SF Public Library Departmental Public Records Correspondence" requested for June 2006. (16)

From Sheriff's Department, submitting list of sole source contracts entered into during fiscal year 2005-06. (17)

From SF Public Library Commission, submitting resolution urging the Board of Supervisors to approve an ordinance waiving the competitive requirements of San Francisco Administrative Code Chapter 21.1, and authorizing the Purchaser to negotiate and issue a purchase order for interior furniture/workstations and moveable partitions for the Main Library renovation from "One Workplace", a steelcase distributor, as a sole source as adopted by the Public Library Commission at its July 20, 2006 regular meeting. Copy: Each Supervisor (18)

From Office of the Controller, submitting the City Services Auditor Annual Report for Parks and Streets Maintenance in San Francisco. Copy: Each Supervisor (19)

From Gerri Hayes, thanking the Board of Supervisors for passing the San Francisco Health Care Plan. File 051919 (20)

From State Senator Jackie Speier, thanking the Board of Supervisors for it's support of AB 32, the Global Warming Solutions Act of 2006. File 060713, Copy: Each Supervisor (21)

From State Department of Toxic Substances Control, regarding new programs and policies on how state and county governments can work together to ensure the environment and public health are protected. Copy: Each Supervisor (22)

From Office of the District Attorney, submitting report on the current year expenditures, total expenditures and current status of implementation of the JUSTIS system. (Reference No. 20060627-022) Copy: Supervisor Ma (23)

From Allen White, regarding staff cuts at Ward 86, the AIDS Ward at San Francisco General Hospital. (24)

From Redevelopment Agency, submitting report on certain sales subject to California Health and Safety Code, Section 33433. (25)

From California News Services, commenting on proposed resolution "urging the City and County of San Francisco to protect our culture from the cultural attacks being waged upon it by non-citizen and non-English speaking residents". File 060954, Copy: Supervisors Sandoval, McGoldrick, Dufty, Ma (26)

From Les Dranic, commenting on the lake near the Conservatory of Flowers in Golden Gate Park. (27)

From Francisco Da Costa, submitting letter entitled "Executive Park and the too many unknowns". Copy: Supervisor Maxwell (28)

From concerned citizens, submitting comments against the recently passed resolution urging Cardinal Levada to withdraw his directive to Catholic Charities forbidding the placement of children in need of adoption with same-sex couples. File 060356, 3 letters (29)

From Department of Public Health, submitting list of sole source contracts entered into during fiscal year 2005-06. (30)

From Office of the City Administrator, Real Estate Division, submitting report on the real property owned by the City and County of San Francisco as of fiscal year ending June 30, 2006. (31)

From Rod Marchetta, submitting opposition to bringing the Olympics to San Francisco. (32)

From David Mathews, regarding the inconvenience the San Francisco Marathon is for residents and suggesting they not use the same route every year. Copy: Supervisor Daly (33)

From Comcast Cable, submitting notice that effective July 26, 2006 channel KFTY-DT will be added to the limited basic level of service on channel 199. (34)

From Ahimsa Sumchai, submitting letter entitled "Huntersview Mothers Committee Needs Us" and letter regarding air-monitoring data for Bayview Hunters Point. (35)

From Mesha Monge-Irizarry, submitting letter regarding high-speed chases. (36)

From Lee Goodin, submitting support for appeal disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the Wharf J-10 Project. File 060966, Copy: Each Supervisor (37)

From US Army Corps of Engineers, submitting notice of proposed project to construct the Islais Creek Motor Coach Maintenance and Operations Facility on an 8.4-acre site on the north shore of Islais Creek at 1301 Cesar Chavez Avenue. (38)

From Tara Vandeventer, submitting the Blue Greenway Task Force report regarding their vision and roadmap to implementation for the area of China Basin to Candlestick Point. (39)

From Planning Commission, submitting an executive summary of proposed legislation regarding the Lower Haight Street Alcohol Restricted Use District. File 060537, Copy: Land Use and Economic Development Committee members' (40)

From Planning Commission, submitting an executive summary of proposed legislation that allows "other entertainment" use under certain conditions in the Chinatown Visitor Retail Zoning District. File 060533, Copy: Land Use and Economic Development Committee members' (41)

From Kimo Crossman, submitting an Order of Determination from the Sunshine Ordinance Task Force, regarding "Crossman vs. Mayor Newsom" to allow public comment during the June 5, 2006 meeting of the Disaster Council, and an Order of Determination from the Sunshine Ordinance Task Force regarding "Crossman vs. Department of Telecommunications and Information Services" for alleged failure to provide records, and failure to respond in a timely manner. (42)

From Office of the City Administrator, submitting list of sole source contracts entered into during fiscal year 2005-06. (43)

From Selby, suggesting the number of cannabis clubs we have in San Francisco should be reduced to four or five and should be located in legitimate hospitals. Copy: Each Supervisor (44)

From Mayor's Office on Disability, submitting copy of letter sent to Richard Skaff acknowledging his complaint of several access code violations observed at the Hetch-Hetchy reservoir and recreation area. (45)

From Planning Department, submitting response to the appeal of the Final Environmental Impact Report for Wharf J-10, 2936 Hyde Street. File 060966, Copy: Each Supervisor (46)

ADJOURNMENT

Legislation Pending Under the "30 Day Rule"

These items may not be heard by Committee until the date in the right hand column.

As Revised

August 3, 2006

Rule 5.40 provides that when an ordinance or resolution is introduced which would create or revise major city policy, the committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply urge action to be taken.

Ordinance amending Section 249.5 and adding Section 785 to the San Francisco Planning Code to create a noncontiguous Fringe Financial Service Restricted Use District prohibiting new fringe financial services, as defined, with certain exceptions; adding Section 790.111 to the San Francisco Planning Code to define a Fringe Financial Service Use; amending San Francisco Planning Code Section 312(c) to require certain notice in Neighborhood Commercial Districts; amending San Francisco Planning Code Sections 710 through 730 to add Fringe Financial Service Use to the Neighborhood Commercial District Zoning Control Tables; amending Sectional Maps Numbers 1SU, 2SU, 6SU, 7SU, 8SU, and 10SU of Zoning Map of the City and County of San Francisco to indicate the boundaries of the Fringe Financial Service Restricted Use District, and making findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.	061108	Land Use and Economic Development Committee	Supervisor Ammiano	7/25/06	8/24/06

Ordinance amending Article 24, Police Code Section 2402 to allow members of the Advisory Committee of Street Artists and Craftmen Examiners to be reimbursed for their reasonable travel expenses traveling to and from Committee meetings, Street Artist screenings, and other Advisory Committee activities.	061030	Budget and Finance Committee	Arts Commission	7/25/06	8/24/06
Ordinance amending Planning Code providing time limits for landmarks and historic districts	061068	Land Use & Economic Development	Supervisor Maxwell	7/18/06	8/17/06
Ordinance amending Planning Code allowing certain non-conforming uses to occupy public sidewalks	061069	Land Use & Economic Development	Supervisor Mirkarimi	7/18/06	8/17/06
Ordinance amending Residential Rent Stabilization Code Administrative Chapter 37 Regarding evictions involving school-age children	061077	Land Use & Economic Development	Supervisor McGoldrick	7/18/06	8/17/06
Ordinance amending Section 500 of the Municipal Elections Code to require the Department of Elections to mail a voter information pamphlet to each registered San Francisco voter at least 29 days before an election.	061008	Rules Committee	Supervisors Elsbernd, Ammiano, Dufty, Ma, McGoldrick	7/11/06	8/10/06

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

DOCUMENTS DEPT

AUG 11 2006

SAN FRANCISCO
PUBLIC LIBRARY

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, August 15, 2006 2:00 PM

Regular Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Dufty, Peskin	Wednesday 1:00 PM
City and School District Select Committee Supervisors Ammiano, Maxwell, Ma, Commissioners Chin, Kelly, Wynns	2nd Monday (Bi-monthly) 4:00 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Dufty, Ma	1st and 3rd Monday 1:00 PM
Government Audit and Oversight Committee Supervisors Ammiano, Alioto-Pier, Peskin	2nd and 4th Monday 1:00 PM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Wednesday 1:00 PM
Rules Committee Supervisors Mirkarimi, Elsbernd, Ammiano	Thursday 10:00 AM
Select Committee on Ending Gun and Gang Violence Supervisors Maxwell, Mirkarimi, Ammiano	1st and 3rd Monday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Board to approve Board Meeting Minutes for July 25, 2006.

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 13

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

1. 060965 **[Accept-Expend U.S. Department of Homeland Security/UC Lawrence Livermore National Laboratory Grant]**
Resolution authorizing the Airport to accept and expend a grant in the amount of $10,000,000.00 from the U.S. Department of Homeland Security, administered by UC Lawrence Livermore National Laboratory for an Air Cargo Explosive Detection System Pilot Program.
(Airport Commission)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Daly, Peskin

2. 060963 [Muni Thirty-foot Hybrid-Electric Bus Procurement]

Resolution approving the award of a sole source contract (Procurement of Thirty-foot Low Floor Hybrid-Electric Diesel Coaches) between the City and County of San Francisco and Orion Bus Industries, in an amount not to exceed $17,132,780.

Question: Shall this Resolution be ADOPTED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Dufty, Ma

3. 060935 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
France Avenue at Madrid Street, making this intersection an All-Way STOP; and,
Paris Street at France Street, making this intersection an All-Way STOP.
(Parking and Traffic Department)
(6/20/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3202.)

Question: Shall this Resolution be ADOPTED?

4. 060934 **[Parking Regulations]**

Resolution enacting and rescinding parking regulations at various locations.

RESIDENTIAL PERMIT PARKING AREA "G" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Geary Boulevard, north side, between Baker and Lyon Streets (2400 block).

TWO-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH
DeHaro Street, both sides, between 15th and 17th Streets.

TOW-AWAY, NO STOPPING, 3 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
TOW-AWAY, NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Sutter Street, north side, between Sansome and Montgomery Streets; and,
Sutter Street, both sides, between Montgomery and Kearny Streets

TOW AWAY, NO STOPPING, 7 AM TO 9 AM AND 4 PM TO 7 PM, MONDAY THROUGH FRIDAY - RESCIND
3rd Street, east side, between King and Brannan Streets.

TOW AWAY, NO STOPPING, 3:00 PM - 6:30 PM, MONDAY THROUGH FRIDAY - RESCIND
TOW AWAY, NO STOPPING 3 PM - 6 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Davis Street, west side, between Sacramento and California Streets.

TOW-AWAY, NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
South Van Ness Avenue, west side, from 13th Street to 19th Street

NO PARKING ANYTIME - ESTABLISH
Marin Street, north side, between 3rd and Illinois Streets.
(Parking and Traffic Department)
(6/20/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3202.)

Question: Shall this Resolution be ADOPTED?

5. 060936 **[Traffic Regulations]**

Resolution enacting and rescinding traffic regulations on various streets.

NO LEFT TURN, 4 PM TO 6 PM, EXCEPT SUNDAY - RESCIND
South Van Ness Avenue, northbound and southbound, at 16th Street

NO LEFT TURN, 7 AM TO 9 AM, 4 PM TO 6 PM, EXCEPT SUNDAY - RESCIND
South Van Ness Avenue, northbound and southbound, at 18th Street.
(Parking and Traffic Department)
(6/20/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3202.)

Question: Shall this Resolution be ADOPTED?

6. 061012 **[Accept-Expend Blue Shield of California Foundation Grant]**
Supervisors Ma, Dufty
Resolution authorizing the Department on the Status of Women (DOSW) to accept and expend a grant in the amount of $200,000 from the Blue Shield of California Foundation for the design and implementation of a Domestic Violence Training Institute.

Question: Shall this Resolution be ADOPTED?

7. 061031 **[Approval of the Substance Abuse and Crime Prevention Act of 2000-Implementation Plan]**
Resolution authorizing adoption of the San Francisco County Plan for the Substance Abuse and Crime Prevention Act of 2000 for Fiscal Year 2006-2007.
(Public Health Department)

Question: Shall this Resolution be ADOPTED?

8. 061044 **[Approve a carry-forward of grant funds from the first year of the three-year grant and change grant-funded positions]**
Resolution authorizing the San Francisco Department of Public Health (SFDPH) to approve a carry-forward of grant funds from the Center for Substance Abuse Treatment/Substance Abuse and Mental Health Services (CSAT/SAMHSA) in the amount of $167,257 in funds left over from the first grant year (September 30, 2004 to September 29, 2005) to the second grant year (September 30, 2005 to September 29, 2006) and changing grant-funded positions.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Mirkarimi, Ammiano

9. 060996 **[Appointment - Bay Area Library and Information System Advisory Board]**
Resolution appointing Nora Dowley, term ending June 30, 2008, to the Bay Area Library and Information System Advisory Board.
Nora Dowley, succeeding herself, term expired, seat 1, must represent public at large and underserved residents, for a two-year term ending June 30, 2008.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

10. 061144 **[Appointment - Assessment Appeals Board No. 1]**

Resolution appointing Alec Lambie, Lawrence Lee, Hayes Miles and David Wilbur, terms ending September 4, 2009, to the Assessment Appeals Board #1.

Alec Lambie, succeeding himself, term expiring September 4, 2006, seat 2, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code as follows: a person shall not be eligible for nomination for membership on an assessment appeals board unless he or she has a minimum of five years' professional experience in this state as one of the following: certified public accountant or public accountant, licensed real estate broker, attorney, or property appraiser accredited by a nationally recognized professional organization; for a three year term ending September 4, 2009.

Lawrence Lee, succeeding Gordon Huseby, term expiring September 4, 2006, seat 5, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code as follows: a person shall not be eligible for nomination for membership on an assessment appeals board unless he or she has a minimum of five years' professional experience in this state as one of the following: certified public accountant or public accountant, licensed real estate broker, attorney, or property appraiser accredited by a nationally recognized professional organization; for a three year term ending September 4, 2009.

Hayes Miles, succeeding himself, term expiring September 4, 2006, seat 6, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code. ALTERNATE/HEARING OFFICER for a three year term ending September 4, 2009.

David Wilbur, succeeding himself, term expiring September 4, 2006, seat 8, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code. ALTERNATE/HEARING OFFICER for a three year term ending September 4, 2009.

Question: Shall this Resolution be ADOPTED?

11. 061145 **[Appointment - Assessment Appeals Board No. 2]**

Resolution appointing Louisa Mendoza, John McGary, Donna Crowder and Arthur Tom III, terms ending September 4, 2009, to the Assessment Appeals Board #2.

Louisa Mendoza, succeeding Adrienne Lacau, term expiring September 4, 2006, seat 1, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code for a three- year term ending September 4, 2009.

John McGary, succeeding himself, term expiring September 4, 2006, seat 5, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code for a three-year term ending September 4, 2009.

Donna Crowder, succeeding herself, term expiring September 4, 2006, seat 6, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code; ALTERNATE/HEARING OFFICER for a three year term ending September 4, 2009.

Arthur Tom III, succeeding Calvin Abe, term expiring September 4, 2006, seat 7, must meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code; ALTERNATE/HEARING OFFICER for a three year term ending September 4, 2009.

Question: Shall this Resolution be ADOPTED?

12. 061146 [Appointment - Western SoMa Citizens' Planning Task Force]

Resolution appointing Robert Rhine, term ending November 23, 2007, to the Western SoMa Citizens' Planning Task Force.

Robert Rhine, succeeding Nicholas Rosenberg, seat 2, must be a resident of western SoMa for less than three years, for the unexpired portion of a three-year term ending November 23, 2007.

Question: Shall this Resolution be ADOPTED?

13. 061147 [Appointment - Lead Hazard Reduction Citizens Advisory Committee]

Resolution appointing Myrna Melgar, term ending December 31, 2006, to the Lead Hazard Reduction Citizens Advisory Committee.

Myrna Melgar, succeeding Joe LaTorre, resigned, seat 6, must be a representative involved in housing and community development issues from the Mayor's office, for the unexpired portion of a term ending December 31, 2006.

Question: Shall this Resolution be ADOPTED?

*Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:*_____

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

14. 061153 **[Adopting findings related to affirming the categorical exemption issued for the Burke School project at 229 32nd Avenue]**

Motion adopting findings related to affirming the determination by the Planning Department that the project at 229 32nd Avenue (aka 7070 California Street) is categorically exempt from environmental review under the California Environmental Quality Act.

8/3/2006, REFERRED to Board of Supervisors.

Question: Shall this Motion be APPROVED?

Recommendation of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

15. 061142 **[Adding Section 702 to the Business and Tax Regulations Code and amending Sections 703 and 714 of the San Francisco Business and Tax Regulations Code]**

Supervisors Mirkarimi, Daly

Ordinance amending Article 10, Utility Users Tax, by adding Section 702 to the Business and Tax Regulations Code; amending Section 703 of the San Francisco Business and Tax Regulations Code making technical clarifications to the Utility Users Tax on telephone services to address change in interpretation of referenced federal law; and amending Section 714 of the San Francisco Business and Tax Regulations Code to conform with Article 6, Common Administrative Provisions.

8/8/2006, PASSED ON FIRST READING. Supervisor Daly requested to be added as a co-sponsor.

Question: Shall this Ordinance be FINALLY PASSED?

From the Government Audit and Oversight Committee Without Recommendation

Present: Supervisors Ammiano, Alioto-Pier, Peskin

16. 060860 [Resolution of Intention to form the Central Market Community Benefit District]
Mayor
Resolution (1) declaring the intention of the Board of Supervisors to establish a property-based business improvement district (community benefit district) to be known as the "Central Market Community Benefit District" and levy a multi-year assessment on identified parcels in the district, (2) approving the management district plan and engineer's report for the district, (3) ordering and setting a time and place for a public hearing thereon, (4) approving the form of the Notice of Public Hearing and Assessment Ballots, and (5) directing the Clerk of the Board of Supervisors to give notice of the public hearing as required by law.
(Economic Impact)

6/27/2006, AMENDED. Amended on page 5, line 18, Section 4, by replacing "August 15, 2006 at 3pm" with "October 17, 2006 at 3pm."
6/27/2006, CONTINUED AS AMENDED. Continued to August 15, 2006
Question: Shall this Resolution be ADOPTED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, McGoldrick, Mirkarimi

17. 060032 [Allowing certain medical cannabis dispensaries in Residential-House or Residential-Mixed districts to remain open during the 18-month application period and other amendments]
Supervisor Mirkarimi
Ordinance amending the San Francisco Planning Code by amending Sections 209.3, 217, 790.141, and 890.133 to allow certain medical cannabis dispensaries in Residential-House or Residential-Mixed districts to remain open during the 18-month grace period provided for obtaining a permit, to define "community facility" and "recreation building" as those that primarily serve persons under 18 years of age, and to provide certain notice to both owners and occupants within 300 feet of a proposed medical cannabis dispensary; amending the San Francisco Health Code by amending Sections 3303, 3304, 3305, 3306, 3307 and 3312 to amend the permitting process for medical cannabis dispensaries to conform to the California Fire Code, to eliminate the need for an employment background check, to provide for a provisional permit to be issued after a hearing but before construction work is performed, to provide for referral of permit applications to the Department of Building Inspection, and to require employees to wash hands and use sanitary utensils when handling cannabis; and making environmental findings and findings of consistency with the priority planning policies of Planning Code Section 101.1 and the General Plan.

8/8/2006, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.
8/8/2006, PASSED ON FIRST READING AS AMENDED.
Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present Supervisors Daly, Peskin

18. 060991 **[Planning Code - Fee Adjustments]**
Ordinance amending the San Francisco Planning Code by amending Section 350 and 352 of Article 3.5 to adopt fees for Planning Department services related to appeals to the Board of Supervisors and provide for annual adjustments of said fees; and making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Daly, Dufty, Peskin

19. 060852 **[Requiring that the acceptance and expenditure of any grant that would result in the creation of new City positions be approved by an ordinance that includes an appropriate amendment to the annual salary ordinance]**
Supervisor Peskin
Ordinance amending the San Francisco Administrative Code by amending Section 10.170-1, to require that the acceptance and expenditure of any grant that would result in the creation of new City positions be approved by an ordinance that includes an appropriate amendment to the annual salary ordinance.

Question: Shall this Ordinance be PASSED ON FIRST READING?

20. 061070 **[Revenue Contract with Pacific Gas and Electric for Energy Conservation Programs]**
Mayor, Supervisor Mirkarimi
Resolution authorizing the Department of the Environment to enter into a contract for up to $10,709,302 with Pacific Gas and Electric Company ("PG&E") to implement an Energy Use and Demand Reduction Through Energy Efficiency Program in the City and County of San Francisco. (Fiscal impact.)

Question: Shall this Resolution be ADOPTED?

21. 061009 [Multifamily Housing Revenue Bonds - Alabama Street Senior Apartments]

Supervisor Daly

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds (as defined herein) in an aggregate principal amount not to exceed $5,000,000 for the purpose of providing financing for a multifamily rental housing project to be known as Alabama Street Senior Apartments; approving the form of and authorizing the execution of an indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to city officials to take actions necessary to implement this resolution; and related matters.

Question: Shall this Resolution be ADOPTED?

22. 061010 [Multifamily Housing Revenue Bonds – Alabama Street Family Apartments]

Supervisor Daly

Resolution authorizing the issuance and delivery of multifamily housing revenue bonds (as defined herein) in an aggregate principal amount not to exceed $25,828,221 for the purpose of providing financing for a multifamily rental housing project to be known as Alabama Street Family Apartments; approving the form of and authorizing the execution of an indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to city officials to take actions necessary to implement this resolution; and related matters.

Question: Shall this Resolution be ADOPTED?

23. 060945 [Authorizing the exercise of an option to purchase the property located at One South Van Ness Avenue, San Francisco and execution, delivery and performance of the purchase and sale agreement]

Supervisors Peskin, Daly, Mirkarimi, Dufty

Resolution authorizing the exercise of an option to purchase (the "Purchase Option"), between the City and County of San Francisco (the "City"), as buyer, and the One South Associates, LLC. (the "Seller"), as seller (including certain indemnities contained therein), for the purchase of real property and improvements thereon consisting of an eight-story office building located at One South Van Ness Avenue, San Francisco (collectively, the "Property"); authorizing the execution, delivery and performance of a purchase and sale agreement for the Property; authorizing the assumption of certain leases and contracts per the terms of the purchase and sale agreement; adopting findings under the California Environmental Quality Act and findings pursuant to the City Planning Code Section 101.1; and ratifying previous actions taken in connection therewith.

(Fiscal impact.)

Question: Shall this Resolution be ADOPTED?

24. 061072 **[TEFRA Approval - Alabama Street Family Apartments]**
Supervisor Daly
Resolution approving, for the purposes of the Internal Revenue Code, the issuance and sale of revenue bonds by the City and County of San Francisco in an aggregate principal amount not to exceed $25,828,221 for a multifamily rental housing project to be known as Alabama Street Family Apartments.

Question: Shall this Resolution be ADOPTED?

25. 061073 **[TEFRA Approval - Alabama Street Senior Apartments]**
Supervisor Daly
Resolution approving, for the purposes of the Internal Revenue Code, the issuance and sale of revenue bonds by the City and County of San Francisco in an aggregate principal amount not to exceed $5,000,000 for a multifamily rental housing project to be known as Alabama Street Senior Apartments.

Question: Shall this Resolution be ADOPTED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors Dufty, Ma

26. 061141 **[Sole source procurement of interior furniture/workstations and movable partitions for the San Francisco Main Library Renovation]**
Supervisor Ma
Ordinance waiving the competitive requirements of San Francisco Administrative Code section 21.1, and authorizing the Purchaser to negotiate and issue a purchase order for interior furniture/workstations and movable partitions for the San Francisco Main Library from One Workplace, a Steelcase distributor, as a sole source.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors McGoldrick, Dufty, Ma

27. 060845 **[Extending existing restrictions on parking commercial vehicles in specified use districts to include vehicles with a gross combination weight rating in excess of 10,000 lbs.]**
Supervisor McGoldrick
Ordinance amending the San Francisco Traffic Code by amending Sections 63 and 63(A) to extend the restrictions on parking certain commercial vehicles in specified use districts to include vehicles with a gross combination weight rating in excess of 10,000 lbs.
(Parking and Traffic Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

28. 060796 [Grant of Federal Funds - Municipal Transportation Agency]
Supervisor Maxwell
Resolution authorizing the Municipal Transportation Agency, through its Director of Transportation (or his designee), to accept and expend $22,570,000 in STIP funds from the State of California, or if transferred to the Federal Transit Administration, as part of FY 2007/2008 federal section 5307 or section 5309 fixed guideway funds, for construction of the Muni Metro East Maintenance and Operations Facility, excluding administrative overhead costs.

Question: Shall this Resolution be ADOPTED?

29. 060844 [Gift of Vacant Real Property - Kite Hill]
Supervisor Dufty
Resolution accepting a gift of vacant real property adjacent to Kite Hill at 19th and Yukon Streets (Lot 023, Block 2701A) and placing such real property under the jurisdiction of the Recreation and Park Department; adopting findings pursuant to the California Environmental Quality Act; adopting findings that acceptance of this gift of real property is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to accept the Grant Deed and take certain actions in furtherance of this resolution.

Question: Shall this Resolution be ADOPTED?

30. 061035 [Approval of the HIV Prevention Projects Grant application]
Supervisor Dufty
Resolution authorizing the San Francisco Department of Public Health (SFDPH) to submit an interim progress report (IPR) in order to continue to receive funding for the HIV Prevention Projects grant from the Centers of Disease Control and Prevention (CDC). This amount of this annual recurring grant for the next grant year (January 1, 2007 to December 31, 2007) is expected to be approximately $9 million. The due date of the IPR is September 15, 2006.
(Public Health Department)

Question: Shall this Resolution be ADOPTED?

From the City Operations and Neighborhood Services Committee Without Recommendation

Present: Supervisors McGoldrick, Dufty, Ma

31. 060589 [Liquor License Transfer, 845 Market Street, Space 010]
Resolution determining that the transfer of a Type 21 off-sale general license from 1001 South Van Ness Avenue to 845 Market Street, basement of the San Francisco Centre, Space 010 to Bristol Farms Inc., will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

32. 060533 **[Chinatown Visitor Retail Zoning District: Other Entertainment]**
Supervisor Peskin
Ordinance amending the San Francisco Planning Code by amending Section 811.47b of the Retail Sales and Services section of Table 811 to allow other entertainment as a principal use on the first and second stories in the Chinatown Visitor Retail Zoning District and by adding Section 811.47b to the Specific Provisions for Chinatown Visitor Retail District of Table 811 noting that the other entertainment use must be in conjunction with an existing full-service restaurant; adopting findings, including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b).

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Maxwell, McGoldrick

33. 060701 **[Adopting disability access standards for the Sunday closure of JFK Drive]**
Supervisor McGoldrick
Ordinance amending the Park Code by adding Section 6.12 to adopt disability access standards and authorized vehicular traffic use for the Sunday closure of John F. Kennedy Drive and related roads in Golden Gate Park and making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Maxwell, Sandoval

34. 060905 **[Issuance and Sale of Revenue Bonds - All Hallows Apartments]**
Resolution approving the issuance and sale of tax-exempt bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $23,000,000 for the financing of the acquisition and rehabilitation of All Hallows Apartments.

6/27/2006, REFERRED to Land Use and Economic Development Committee.

Question: Shall this Resolution be ADOPTED?

35. 060906 **[Issuance and Sale of Revenue Bonds - Bayview Apartments]**
Supervisor Maxwell
Resolution approving the issuance and sale of tax-exempt bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $21,000,000 for the financing of the acquisition and rehabilitation of the Bayview Apartments.

6/27/2006, REFERRED to Land Use and Economic Development Committee.

Question: Shall this Resolution be ADOPTED?

36. 060907 [Issuance and Sale of Revenue Bonds - La Salle Apartments]
Supervisor Maxwell
Resolution approving the issuance and sale of tax-exempt bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $20,000,000 for the financing of the acquisition and rehabilitation of the La Salle Apartments.

6/27/2006, REFERRED to Land Use and Economic Development Committee.

Question: Shall this Resolution be ADOPTED?

37. 060908 [Issuance and Sale of Revenue Bonds - Shoreview Apartments]
Resolution approving the issuance and sale of tax-exempt bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $21,000,000 for the financing of the acquisition and rehabilitation of the Shoreview Apartments.

6/27/2006, REFERRED to Land Use and Economic Development Committee.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Select Committee on Ending Gun and Gang Violence

Present: Supervisors Maxwell, Mirkarimi

38. 060795 [Boundaries of Police Department District Stations]
Supervisor Mirkarimi
Ordinance adopting Section 2A.90 of the San Francisco Administrative Code to require that the boundaries of Police Department district stations be reviewed at least every ten years, to set factors for consideration, and to establish a process for adjusting station boundaries.

Question: Shall this Ordinance be PASSED ON FIRST READING?

39. 060700 [Police Foot Patrols]
Supervisor Mirkarimi
Ordinance adopting Section 10A.1 of the San Francisco Administrative Code to establish a one-year pilot program requiring foot patrols in crime-impacted areas within the boundaries of Northern and Park Police District Stations, and require reporting and review on the effectiveness of the foot patrols.

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 3:00 P.M.

40. 061148 **[Hearing - Fillmore Jazz District Community Benefit District]**
Hearing of persons interested in or objecting to proposed resolution establishing a property-based business improvement district to be known as the "Fillmore Jazz District Community Benefit District (CBD)," ordering the levy and collection of a multi-year assessment on identified parcels in the district, and making environmental findings.
(Clerk of the Board)

Action:_____

41. 061149 **[Resolution to establish the Fillmore Jazz District Community Benefit District]**
Supervisor Mirkarimi
Resolution establishing a property-based business improvement district to be known as the "Fillmore Jazz District Community Benefit District," ordering the levy and collection of assessments against identified parcels of real property located in that district for five years, commencing with fiscal year 2006-2007, and making environmental findings.
(Economic Impact)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

SPECIAL ORDER 4:00 P.M.

42. **061125** **[Hearing - Ground Lease of Redevelopment Agency Land for Kokoro Assisted Living Facility]**
Hearing of persons interested in or objecting to proposed resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 674, Lot 33, commonly known as 1881 Bush Street, southeast corner of Bush and Laguna Streets, San Francisco, California (the "Site") in the Western Addition A-2 Redevelopment Project Area, to the JAPANESE AMERICAN RELIGIOUS FEDERATION ASSISTED LIVING FACILITY, INC., a California nonprofit corporation, for 69 years, with a 30 year option to extend, for the purpose of maintaining a fully licensed assisted living facility for low- and moderate-income senior households with some market rate housing.
(Clerk of the Board)

Action:_____

43. **061124** **[Ground Lease of Redevelopment Agency Land for Kokoro Assisted Living Facility]**
Resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 674, Lot 33, commonly known as 1881 Bush Street, southeast corner of Bush and Laguna Streets, San Francisco, California (the "Site") in the Western Addition A-2 Redevelopment Project Area, to the JAPANESE AMERICAN RELIGIOUS FEDERATION ASSISTED LIVING FACILITY, INC., a California nonprofit corporation, for 69 years, with a 30 year option to extend, for the purpose of maintaining a fully licensed assisted living facility for low- and moderate-income senior households with some market rate housing.
(Fiscal impact.)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES
Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:

1. *Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
2. *Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
3. *Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
4. *Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.*
5. *Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.*

From the Board

(Only one of the following two motions should be adopted.)

44. 060967 **[Affirming certification of Wharf J-10 FEIR]**
Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the Wharf J-10 Project.

8/1/2006, CONTINUED. Continued to August 8, 2006 at 4:30 p.m.
8/8/2006, CONTINUED. Continued to August 15, 2006
Supervisor Alioto-Pier was previously excused from voting on this matter.

Question: Shall this Motion be APPROVED?

45. 060968 **[Disapproving certification of Wharf J-10 FEIR]**
Motion disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the Wharf J-10 Project.

8/1/2006, CONTINUED. Continued to August 8, 2006 at 4:30 p.m.
8/8/2006, CONTINUED. Continued to August 15, 2006
Supervisor Alioto-Pier was previously excused from voting on this matter.

Question: Shall this Motion be APPROVED?

46. 060969 [Preparation of findings to disapprove certification of Wharf J-10 FEIR]

Motion directing the Clerk of the Board to prepare findings disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the Wharf J-10 FEIR.

8/1/2006, CONTINUED. Continued to August 8, 2006 at 4:30 p.m.

8/8/2006, CONTINUED. Continued to August 15, 2006
Supervisor Alioto-Pier was previously excused from voting on this matter.

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 4:00 P.M.

47. 060984 **[Public Hearing - Appeal of Categorical Exemption from Environmental Review for 70 Douglass Street]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated September 27, 2005 (Case No. 2005.0616E), exempting from environmental review under Categorical Exemption, Class 1 and Class 3 [State Guidelines, Section 15301(1)(1) and 15303(b)], the proposal would demolish an existing four-bedroom (BR) single-family dwelling of 2,196 square feet (sq ft) constructed pre-1900, and construct a new two-unit residential building of 7,351 gross sq ft. The site, on the western side of Douglass Street, located approximately mid-block (Assessor's Block 2625, Lot 007A), is an irregular shaped parcel of 3,693 sq ft within the city block bounded by Douglass Street to the east, Ord Street to the west, and 17th Street to the south (Douglass Street dead ends at the northerly end of the block). The project site, located in the Upper Market neighborhood, is zoned RH-2 (Residential, House-Two Family) and is within a 40-X height and bulk district. (Appellants: Susan Detwiler on behalf of the owners of 62-68 Douglass Street.)

(Filed June 27, 2006; companion measure to Files 060985, 060986, 060987, District 8.)

8/8/2006, CONTINUED. The President inquired as to whether or not any member of the public wished to address the Board members.
Continued to August 15, 2006

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)

48. 060985 **[Affirming the categorical exemption issued for the 70 Douglass Street project]**

Motion affirming the determination by the Planning Department that the project at 70 Douglass Street is categorically exempt from environmental review under the California Environmental Quality Act.

8/8/2006, CONTINUED. Continued to August 15, 2006

Question: Shall this Motion be APPROVED?

49. 060986 **[Disapproving the categorical exemption issued for 70 Douglass Street]**

Motion disapproving the determination by the Planning Department that the 70 Douglass Street project is categorically exempt from environmental review under the California Environmental Quality Act.

8/8/2006, CONTINUED. Continued to August 15, 2006

Question: Shall this Motion be APPROVED?

50. **060987** **[Preparation of findings related to the 70 Douglass Street project]**

Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 70 Douglass Street is exempt from environmental review under the California Environmental Quality Act.

8/8/2006, CONTINUED. Continued to August 15, 2006

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 4:30 P.M.

51. 061099 **[Public Hearing - Appeal of Categorical Exemption from Environmental Review for 368-370 Lombard Street/20-24A Julius Street]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated June 27, 2006 (Case No. 2006.0362E), exempting from environmental review under General Rule Exclusion [State Guidelines, Sections 15061(b)(3)] and Case File 1997.304E, the proposed project involving the subdivision of a single 3,250 square-foot (sf), L-shaped lot with frontages on Lombard and Julius Streets into two lots, one fronting each street. The proposed project lot with frontage on Julius Street would be 1,040 square-feet (sf) in size, and the proposed lot with frontage on Lombard Street would be 2,210 square-feet (sf) in size. The Lombard Street lot would contain an existing single-family residential building and existing two-unit building and the Julius Street lot would contain an existing two-unit residential building. No construction is proposed. The site is in RH-3 (Residential, House; Three-Family) zoning district, and the 40-X height and bulk district. The proposed lots at 1,040 square feet and 2,210 square feet in size would contain less than the minimum lot area required in the RH-3 zoning district, and would therefore, require a variance from the Planning Code's minimum lot area. Both of the proposed lots would also be deficient and require a variance for the minimum rear yard and usable open space requirements set forth in the Planning Code Sections 134(a)(2) and 135(d) respectively. The proposed lot division would require a subdivision permit from the Department of Public Works. (Appellant: Vedica Puri on behalf of Telegraph Hill Dwellers.)

(Filed July 20, 2006; companion measure to Files 061100, 061101, 061102, District 3.)

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)

52. 061100 **[Affirming the categorical exemption issued for 368-370 Lombard Street/20-24A Julius Street]**

Motion affirming the determination by the Planning Department that the 368-370 Lombard Street/20-24A Julius Street project is categorically exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

53. 061101 **[Disapproving the categorical exemption issued for 368-370 Lombard Street/20-24A Julius Street]**

Motion disapproving the determination by the Planning Department that the 368-370 Lombard Street/20-24A Julius Street project is categorically exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

54. **061102** **[Preparation of findings related to the 368-370 Lombard Street/20-24A Julius Street project]**
Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 368-370 Lombard Street/20-24A Julius Street is exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the Government Audit and Oversight Committee at a Regular Meeting on Monday, August 14, 2006 at 1:00 p.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, August 15, 2006.

55. **060892** **[Revenue Control Equipment requirements for Parking Garages and Lots]**
Supervisor McGoldrick
Ordinance adding Article 22 to the Business and Tax Regulations Code, amending Article 9 of the Business and Tax Regulations Code, and repealing Article 49 of the Police Code, to establish revenue control equipment functionality and business practices requirements for purposes of Parking Tax collection and consumer protection, to establish penalties for violation, to require that parking garage and lot operators certify concurrent with payment of Parking Taxes their use of revenue control equipment that meets those requirements, and establishing a limited Parking Tax amnesty program. (Fiscal impact.)

7/25/2006, SUBSTITUTED. Supervisor McGoldrick submitted a substitute ordinance bearing new title.

8/1/2006, SUBSTITUTED. Supervisor McGoldrick submitted a substitute ordinance bearing same title.

Question: Shall this Ordinance be PASSED ON FIRST READING?

The following items will be considered by the Rules Committee at a Regular Meeting on Thursday, August 10, 2006 at 10:00 a.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, August 15, 2006.

56. 060501 **[Campaign Finance Reform Ordinance Amendments]**

Mayor

Ordinance amending Sections 1.100, 1.104, 1.108, 1.112, 1.114, 1.116, 1.122, 1.126, 1.128, 1.130, 1.135, 1.150, 1.161 and 1.170, adding sections 1.107, 1.113, 1.115, 1.118, 1.162.5, 1.163.5 and 1.172 and repealing section 1.132, Chapter 2 of Article I, section 1.200 and Chapter 4 of Article I, sections 1.400, 1.405, 1.410, 1.415, 1.420 and 1.425 of the Campaign and Governmental Conduct Code to move the False Endorsements Ordinance and the Prohibition on Multiple Campaign Accounts into the Campaign Finance Reform Ordinance ("CFRO"); subject School District and Community College District measures to CFRO; reenact contribution and voluntary expenditure limits at their existing levels; clarify sections of CFRO related to electronic filing requirements, candidate loan restrictions, permissible uses of campaign funds, pre-election reporting requirements, and the contractor contribution prohibition; prohibit candidates from accepting voluntary expenditure ceilings if the applicable ceiling was already lifted; create late filing fees for reports required by CFRO; create new penalties for candidates that receive public financing and exceed applicable expenditure ceilings; create new and clarify existing disclaimer requirements for campaign advertisements; create training requirements for candidates and treasurers; create new filing requirements during the signature gathering process for ballot measures; permit the return of contributions once campaign funds become surplus or a candidate withdraws only on a last in, first out basis; permit the Ethics Commission to extend filing deadlines that fall on weekends or holidays; require candidates to pay for accrued expenses within 180 days; and require expenditures that are coordinated with candidates to be treated as contributions.

Question: Shall this Ordinance be PASSED ON FIRST READING?

57. 060227 **[Electronic Reports of Campaign Contributions]**

Mayor

Ordinance adding section 1.112.5 to Article I, Chapter 1 of the Campaign and Governmental Conduct Code to require electronic disclosure of campaign contributions received by candidates for City Elective Office during the final forty-five days before an election at which the candidate's name will appear on the ballot.

(04/18/06 in Board: Mayor submitted a substitute ordinance bearing new title. No Fiscal impact.)

4/18/2006, SUBSTITUTED. Mayor submitted a substitute bearing same title.

4/18/2006, ASSIGNED to Rules Committee.

Question: Shall this Ordinance be PASSED ON FIRST READING?

58. 061008 **[Mailing of Voter Information Pamphlets]**

Supervisors Elsbernd, Ammiano, Dufty, Ma, McGoldrick

Ordinance amending Section 500 of the Municipal Elections Code to require the Department of Elections to mail a voter information pamphlet to each registered San Francisco voter at least 29 days before an election.

Question: Shall this Ordinance be PASSED ON FIRST READING?

59. 061126 [Settlement of Lawsuit - Gustavo A. Cubillo]

Ordinance authorizing settlement of the lawsuit filed by Gustavo A. Cubillo against the City and County of San Francisco for $50,000; the lawsuit was filed on May 17, 2004 in San Francisco Superior Court, Case No. 431-445; entitled Gustavo A. Cubillo, et al. v. City and County of San Francisco, et al.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

60. 061127 [Settlement of Lawsuit - CCSF v. Gregory P. O'Keeffe and Lydia Collins]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Gregory P. O'Keeffe and Lydia Collins, in the probate matter of The Estate of Dorothy Frances Boyesen, for $40,000.00; the lawsuit was filed on August 20, 2004 in the San Francisco Superior Court, Case No. PES-04-285738; entitled The Estate of Dorothy Frances Boyesen; City and County of San Francisco v. Gregory P. O'Keeffe and Lydia Collins.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

61. 061017 [Urging Mexico's Federal Electoral Tribunal to Order a Ballot by Ballot Recount]
Supervisor Daly

Resolution urging the Mexican Federal Electoral Tribunal to order a ballot by ballot recount of votes in the presidential race.

7/18/2006, REFERRED to Rules Committee.

Question: Shall this Resolution be ADOPTED?

62. 061086 [Resisting the Federal Government's Intervention in a San Francisco Investigation]
Supervisors Mirkarimi, Ammiano

Resolution resisting the federal government's intervention in the City and County of San Francisco's investigation of the July 8th, 2005 G-8 protest and expressing support for the California Shield Law.

7/25/2006, CONTINUED. Continued to August 1, 2006

8/1/2006, REFERRED to Rules Committee.

Question: Shall this Resolution be ADOPTED?

63. 061177 [Appointment to San Francisco LAFCO]

Motion appointing Supervisor Ross Mirkarimi, term ending February 4, 2010, to the San Francisco Local Agency Formation Commission.

Question: Shall this Motion be APPROVED?

64. 061178 [Appointment - California State Association of Counties]

Resolution appointing Supervisor Jake McGoldrick, term ending November 28, 2006, to the California State Association of Counties Board of Directors.

Question: Shall this Resolution be ADOPTED?

65. 061179 **[Appointment - California State Association of Counties]**
Resolution appointing Supervisor Chris Daly, term ending November 28, 2006, as an alternate member to the California State Association of Counties Board of Directors.

Question: Shall this Resolution be ADOPTED?

The following item will be considered by the Rules Committee at a Special Meeting on Tuesday, August 15, 2006 at 10:00 a.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, August 15, 2006.

66. 061152 **[Appointment to Police Commission - Yvonne Lee]**
Mayor
Motion confirming the Mayor's nomination of, and appointing, Yvonne Lee to the San Francisco Police Commission for the unexpired portion of a four-year term ending April 30, 2010.

Question: Shall this Motion be APPROVED?

67. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

68. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 69 through 84

69. 061172 **[Enterprise Zone Designation]**

Mayor, Supervisor Peskin

Resolution authorizing submission of an application to the California Housing and Community Development Department for an Enterprise Zone Designation for the City and County of San Francisco.

8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

70. 061173 **[Grant to support the Hospital Preparedness Program through the San Francisco Department of Public Health]**

Supervisor Peskin

Resolution authorizing the San Francisco Department of Public Health (SFDPH), to retroactively accept and expend a grant in the amount of $565,230.32 from the California Department of Health Services, Emergency Preparedness Office, for year 4 of the Hospital Preparedness Program, for the period of September 1, 2005, through August 31, 2006.

8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

71. 061174 **[Calling for hearing on the Controller's determinations as to increases or decreases in taxi fares and the gate cap pursuant to Police Code Section 1137]**

Supervisor Elsbernd

Resolution calling for a hearing on the controller's determinations as to increases or decreases in taxi fares and the gate cap pursuant to Police Code Section 1137.

8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

72. 061175 **[Urging boards and commissions to adopt policies regarding members' attendance at meetings]**

Supervisor Ammiano

Resolution urging each City board, commission or advisory body to adopt an internal policy regarding members' attendance at meetings of the body, and requesting each body to submit a copy of its policy to the Board of Supervisors by December 1, 2006.

8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

73. 061182 **[Accept-expend State Grant Funds available under the State Urban Parks and Healthy Communities Program to fund the Potrero Del Sol Park Project]**

Supervisor Ammiano

Resolution authorizing the San Francisco Recreation and Park Department to accept and expend a grant in the amount of $720,559 for the development of the Potrero Del Sol Playground Project, under the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002 administered by the California Department of Parks and Recreation, Office of Grants and Local Services.

8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

74. 061184 **[Urging the United States Department of State to condemn the Islamic Republic of Iran's practice of execution by stoning]**

Supervisor Mirkarimi

Resolution urging the United States Department of State to condemn the Islamic Republic or Iran's execution by stoning of Abbas Hajizadeh and Mahboubeh Mohammadi and the impending execution by stoning of Ashraf Kolhari and Malak Ghorbany.

8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

75. 061185 **[Application for Funds Under the Help America Vote Act]**

Supervisor Mirkarimi

Resolution approving the application for funds under the federal Help America Vote Act of 2002, Section 301.

8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

76. 061186 **[Urging the United States Department of State to investigate the revocation of valid visas for members of the Sharif University Technology Association]**

Supervisor Mirkarimi

Resolution urging the United States Department of State to investigate the revocation of valid visas for members of the Sharif University Technology Association.

8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

77. 061187 **[Accept-Expend grant from the Campaign to Save the Windmills for the Department of the Environment]**

Supervisor Mirkarimi

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $50,000 from the Campaign to save the Windmills to develop curriculum and interpretive panels on wind energy.

8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

78. 061188 [Accept-Expend Regional Grant]

Supervisor Mirkarimi

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $17,250.00 from Altamont Education Advisory Board to expand recycling and lunchroom composting programs at schools in San Francisco.

8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

79. 061189 [Zoning - Extension of Planning Commission Review Period]

Supervisor Sandoval

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the Zoning Map of the City and County of San Francisco to change the use designation of Lot 11C in Assessor's Block 6954 from RH-1 (One-Family) to NC-3 (Moderate-Scale Neighborhood Commercial District).

8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

80. 061190 [Supporting the Immigrant Workers Rights' march to be held over Labor Day Weekend in San Francsico]

Supervisor Sandoval

Resolution supporting the Immigrant Workers Rights' March to be held over Labor Day Weekend in San Francisco.

8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

81. 061191 [Abraham Lincoln High School Class of 1956 Day]

Supervisor Ma

Resolution declaring September 29, 2006 as "Abraham Lincoln High School Class of 1956 Day".

8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

82. 061192 [Commending Zephyr Real Estate on their new policy restricting their agents from representing property owners that have used the Ellis Act to evict protected tenants from their building]

Supervisor Dufty

Resolution commending Zephyr Real Estate on their new policy restricting their agents from representing property owners that have used the Ellis Act to evict protected tenants from their building.

8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

83. 061193 **[Opposing Proposition 85]**
Supervisor Ma
Resolution opposing Proposition 85 - Waiting period and parental notification before termination of minor's pregnancy.

8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

84. 061194 **[Supporting AB 1632]**
Supervisor Ammiano
Resolution supporting California Assembly Bill 1632.

8/8/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

85. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from August 1, 2006 through August 7, 2006, for reference by President to appropriate committee on August 15, 2006.

061154 **[Settlement of Lawsuit - Stephen N. Farac v. City and County of San Francisco, et al.]**
Ordinance authorizing settlement of the matter of Stephen Farac v. City and County of San Francisco for $50,000. The lawsuit was filed on April 28, 2005, in San Francisco Superior Court, Case No. 440-820; entitled Stephen N. Farac v. City and County of San Francisco, and Does 1 Through 20, Inclusive.
(City Attorney)

8/7/2006, RECEIVED AND ASSIGNED to Rules Committee.

061155 **[Liquor License Transfer, 300 Brazil Avenue]**
Hearing to consider the transfer of a Type 20 off-sale beer and wine license from 301 Brazil Avenue to 300 Brazil Avenue (District 11), to Adel Abdo Ghanem dba Frank's Grocery Store, #2 will serve the convenience of the people of the City and County of San Francisco.

8/7/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
8/10/2006, REFERRED TO DEPARTMENT. Referred to Planning and Police Depts. for review and comment.

061156 **[Setting San Francisco's fiscal year 2006-2007 property tax rate and establishing pass-through rate for residential tenants]**

Ordinance providing revenue and levying property taxes for City and County purposes and establishing pass-through rate for residential tenants pursuant to Chapter 37 of the Administrative Code for the fiscal year ending June 30, 2007.
(Controller)

8/7/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061157 **[Setting San Francisco Unified School District's fiscal year 2006-2007 property tax rate to be included in the City's overall property tax rate]**

Ordinance providing revenue and levying property taxes for San Francisco Unified School District purposes for the fiscal year ending June 30, 2007.
(Controller)

8/7/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061158 **[Setting San Francisco Community College District's fiscal year 2006-2007 property tax rate to be included in the City's overall property tax rate]**

Ordinance providing revenue and levying property taxes for San Francisco Community College District purposes for the fiscal year ending June 30, 2007.
(Controller)

8/7/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061159 **[Setting San Francisco Bay Area Rapid Transit District's fiscal year 2006-2007 property tax rate to be included in the City's overall property tax rate]**

Ordinance providing revenue and levying property taxes for San Francisco Bay Area Rapid Transit District purposes for the fiscal year ending June 30, 2007.
(Controller)

8/7/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from August 1, 2006 through August 7, 2006, for reference by President to appropriate committee on August 15, 2006.

061170 **[Authorizing the Department of Telecommunications and Information Services to amend an agreement with International Business Machines Corporation to extend the term of the agreement to twelve years]**

Resolution authorizing the Department of Telecommunications and Information Services to enter into the Second Amendment of an agreement between the City and County of San Francisco ("City") and International Business Machines Corporation ("IBM") to extend the term of the agreement to twelve years.
(Telecommunications and Information Services)

8/8/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061196 [Petitions and Communications]

Petitions and Communications received from August 1, 2006 through August 7, 2006 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on August 15, 2006.

From Department of Human Resources, submitting list of sole source contracts entered into during fiscal year 2005-06. (1)

From Department of Elections, submitting list of sole source contracts entered into during fiscal year 2005-06. (2)

From Office of Clerk of the Board, submitting report of each City Department that provided the Board of Supervisors with a list of sole source contracts entered into during fiscal year 2005-06. (3)

From Kimo Crossman, concerning response to Laura Adleman, Mayor's Office, regarding e-mail of July 31, 2006, discussing two Sunshine requests still lacking adequate consideration. (4)

From Christian Holmer, submitting a public records request from the Mayor's Office of Community Development for their record retention and destruction schedule, and names of the City Attorneys or their staff who personally perform any redaction's of public records per Sunshine 67.26. (5)

From the Port, submitting request for release of reserved funds for Pier 70 Historic Preservation Consulting Services. (6)

From Office of the Clerk of the Board, submitting copy of memo sent to the Board of Supervisors Legislative Aides regarding submittal of ballot arguments and rebuttal arguments. Copy: Each Supervisor (7)

From Kim Malcheski, protesting excessive fines imposed against political groups in San Francisco by DPW under Public Works Code 184.65 for illegally posted leaflets. (8)

From Department of Human Resources, submitting notice that the first planned GASB committee meeting has been scheduled for Monday, September 11, 2006. At that meeting, the parties will agree on a monthly meeting schedule going forward. (9)

From Department of Parking and Traffic, regarding the feasibility of adding a left turn signal arrrow at the intersection of Foerster Street and Monterey Boulevard. (Reference No. 20060606-007) Copy: Supervisor Elsbernd (10)

From Planning Department, submitting response to letter of appeal to the Board of Supervisors regarding the issuance of a categorical exemption for 70 Douglass Street. File 060984, Copy: Each Supervisor (11)

From San Francisco Tomorrow, urging the Mayor to appoint a member of the maritime labor community to fill the remaining open seat on the Port Commission. (12)

From Arts Commission, submitting annual report for fiscal year 2005-06. Copy: Each Supervisor (13)

From Department of Parking and Traffic, submitting a spreadsheet of closed out Board of Supervisors inquiries regarding graffiti. (14)

From Office of the Controller, submitting review of the Department of Public Health's two cash revolving funds held by the Central Office and Mental Health Services. (15)

From Office of the Clerk of the Board, submitting notice that the following City departments and agencies have submitted their conflict-of-interest code notice to the Office of the Clerk of the Board: (16)
Office of the Controller
Board of Appeals
SF Landmarks Preservation Advisory Board
Children and Families Commission
Citizens' General Obligation Bond Oversight Committee
Ethics Commission
Parking Authority
Law Library
Juvenile Probation Department
Human Rights Commission

From Municipal Transportation Agency, submitting request for waiver of Administrative Code Chapters 12B and 12C for Ramada Plaza International. (17)

From Office of the Controller, submitting response to the recommendations related to the San Francisco Civil Grand Jury Continuity Report. Copy: Each Supervisor (18)

From Department of Elections, regarding disclaimer requirements for local ballot measures: endorse, oppose or take no position on a measure. Copy: Each Supervisor (19)

From Christian Holmer, submitting a public records request from the Department of Human Services for their record retention and destruction schedule. (20)

From Department of Public Works, regarding graffiti removal at various locations in District 5. (Reference No. 20060718-003) Copy: Supervisor Mirkarimi (21)

From Marian Drake, submitting support for proposed legislation concerning resisting the federal government's intervention in the City and County of San Francisco's investigation of the July 8th, 2005 G-8 protest and expressing support for the California Shield Law. File 061086, Copy: Each Supervisor (22)

From Ammel Park Cooperative, Inc., urging the Board to rename Hayes Green Park to Patricia Walkup Park. Copy: Supervisor Mirkarimi, 3 letters (23)

From Lynn Jefferson, urging the Board of Supervisors to vote "No" on the certification by the Planning Commission of the Final Environmental Impact Report for the Wharf J-10 Project. File 060966, Copy: Each Supervisor (24)

From Department of Human Resources, regarding whether any State or City ordinance or law, prohibits the collection of demographic data such as race, age and gender for new city employees, recently promoted city employees or retired city employees. (Reference No. 20060627-005) Copy: Supervisor Sandoval (25)

From Department of Public Works, regarding repair of various potholes in District 5. (Reference No. 20060718-001) Copy: Supervisor Sandoval (26)

From Department of Public Works, regarding removal of graffiti at various locations in District 5. (Reference No. 20060725-008) Copy: Supervisor Mirkarimi (27)

From Department of Public Works, regarding removal of graffiti at various locations in District 5. (Reference No. 20060725-006) Copy: Supervisor Mirkarimi (28)

From Department of Public Works, regarding removal of graffiti at various locations in District 5. (Reference No. 20060718-004) Copy: Supervisor Mirkarimi (29)

From Department of Public Health, submitting report concerning changes to the admissions policy at Laguna Honda Hospital and Rehabilitation Center. (30)

From Office of the Controller, submitting the "Taxicab Industry Report" an update report on fares, gate fees and the taxicab industry. Copy: Each Supervisor (31)

From Adel Ghanem, submitting request to transfer a Type 20 (Off-Sale Beer and Wine License) from 300 Brazil Avenue to 301 Brazil Avenue to Adel Ghanem dba Frank's Grocery Store. (32)

From Robert Petrasy, urging the Board to urge the taxi companies to switch to more fuel-efficient vehicles. Copy: Supervisor Ammiano (33)

From Round the Diamond, urging the Port Commission and staff to work in collaboration with San Francisco Unified School District in order to initiate a model "Sports & Public Service Pathway", to assist in meeting the educational and career development needs of all San Francisco public high school students. Copy: Each Supervisor (34)

From Evan Matteo, submitting opposition to proposed legislation allowing certain medical cannabis dispensaries in Residential-House or Residential-Mixed districts to remain open during the 18-month application period provided for obtaining a permit. File 060032 (35)

From Cheryl Brodie, regarding letter to the Editor of the Chronicle concerning community clean up and quality of life crimes in the Haight Ashbury neighborhood. (36)

From concerned citizens, commenting on the increase in crime in the area of O'Farrell & Jones and O'Farrell & Larkin Streets. Copy: Supervisor Daly, SFPD (37)

From Mike Zelinsky, regarding the selling of the murals in Coit Towers. Copy: Supervisor Peskin (38)

From Bruce Brugman, commenting on the federal judge who rejected a bid by Clint Reilly to block Dean Singleton's efforts to buy every daily newspaper in the Bay Area. (39)

From Rondall Smith, regarding removal of a street tree at 236 Ashbury Street. (40)

From Diana Oertel, regarding the extensive work being done by PG&E in revitalizing Third Street in the Bayview District. Copy: Supervisor Maxwell (41)

From Denise D'Anne, urging the Commission on the Environment to urge office buildings to use recycle bins provided by Sunset Scavenger and Golden Gate Disposal. (42)

From Office of the Controller, submitting report concerning the cost and revenue accounting practices at Water Quality Bureau Laboratories. (43)

From Department of Public Health, submitting the hazardous waste release report dated May 17, 2006. (44)

From Office of the Treasurer, submitting correspondence and its attachments showing the investment activity (for fiscal year to date) of the portfolios under the Treasurer's management. (45)

From concerned citizens, submitting support for Josh Wolf in his efforts to protect his right to free speech and privacy. (46)

From concerned citizens, submitting comments against the recently passed resolution urging Cardinal Levada to withdraw his directive to Catholic Charities forbidding the placement of children in need of adoption with same-sex couples. File 060356, 2 letters (47)

From Kira Eldemir, submitting opposition to the Board of Supervisors advising the Sheriff's Department not to evict Ellis Act tenants. Copy: Each Supervisor (48)

From Fredric Ferguson, submitting a client grievance against the Ozanam Center. (49)

ADJOURNMENT

Legislation Pending Under the "30 Day Rule"

These items may not be heard by Committee until the date in the right hand column.

As Revised

August 10, 2006

Rule 5.40 provides that when an ordinance or resolution is introduced which would create or revise major city policy, the committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply urge action to be taken.

Ordinance amending the Planning Code to add Section 209.3A and Section 217.1 to require conditional use authorization for any project involving the change in use of an elementary or secondary school; making environmental findings and findings of consistency with the General Plan and priority policies of the Planning Code Section 101.1.	061163	Land Use and Economic Development Committee	Supervisor Alioto-Pier	8/8/06	9/7/06
Ordinance: (1) amending the Municipal Elections Code by amending Section 520, to require that the Controller's financial analysis for a general obligation bond proposal include an explanation of the 50-percent passthrough of the change in a landlord's property tax under the proposed bond measure; (2) amending the Administrative Code by adding Section 2.40, to require that a proposal for bonded indebtedness of the City and county of San Francisco include a provision authorizing the 50-percent passthrough of the change in a landlord's property tax provided in Administrative Code Section 37.3(a)(6); and, (3) amending San Francisco Administrative Code Chapter 37 "Residential Rent Stabilization and Arbitration Ordinance" by amending Sections 37.2(q)	061183	Land Use and Economic Development Committee	Supervisors Ammiano, Alioto-Pier, Elsbernd	8/8/06	9/7/06

and 37.3 (a)(6) to provide that landlords may pass through to tenants 50-percent of the change in the landlord's property tax resulting from the repayment of San Francisco Unified School District or San Francisco Community College District general obligation bonds approved by the voters after November 1, 2006.					
Ordinance amending Section 249.5 and adding Section 785 to the San Francisco Planning Code to create a noncontiguous Fringe Financial Service Restricted Use District prohibiting new fringe financial services, as defined, with certain exceptions; adding Section 790.111 to the San Francisco Planning Code to define a Fringe Financial Service Use; amending San Francisco Planning Code Section 312(c) to require certain notice in Neighborhood Commercial Districts; amending San Francisco Planning Code Sections 710 through 730 to add Fringe Financial Service Use to the Neighborhood Commercial District Zoning Control Tables; amending Sectional Maps Numbers 1SU, 2SU, 6SU, 7SU, 8SU, and 10SU of Zoning Map of the City and County of San Francisco to indicate the boundaries of the Fringe Financial Service Restricted Use District, and making findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.	061108	Land Use and Economic Development Committee	Supervisor Ammiano	7/25/06	8/24/06

Ordinance amending Article 24, Police Code Section 2402 to allow members of the Advisory Committee of Street Artists and Craftmen Examiners to be reimbursed for their reasonable travel expenses traveling to and from Committee meetings, Street Artist screenings, and other Advisory Committee activities.	061030	Budget and Finance Committee	Arts Commission	7/25/06	8/24/06
Ordinance amending Planning Code providing time limits for landmarks and historic districts	061068	Land Use & Economic Development	Supervisor Maxwell	7/18/06	8/17/06
Ordinance amending Planning Code allowing certain non-conforming uses to occupy public sidewalks	061069	Land Use & Economic Development	Supervisor Mirkarimi	7/18/06	8/17/06
Ordinance amending Residential Rent Stabilization Code Administrative Chapter 37 Regarding evictions involving school-age children	061077	Land Use & Economic Development	Supervisor McGoldrick	7/18/06	8/17/06

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Board of Supervisors

RECESS

Board of Supervisors will be in recess from August 16, 2006 through September 12, 2006.

The next scheduled Board of Supervisors Meeting will be held on Tuesday, September 12, 2006.

NOTE: Committee meetings may be scheduled after September 5, 2006.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

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Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, September 12, 2006 2:00 PM

Regular Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Dufty, Peskin	Wednesday 1:00 PM
City and School District Select Committee Supervisors Ammiano, Maxwell, Ma, Commissioners Chin, Kelly, Wynns	2nd Monday (Bi-monthly) 4:00 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Dufty, Ma	1st and 3rd Monday 1:00 PM
Government Audit and Oversight Committee Supervisors Ammiano, Alioto-Pier, Peskin	2nd and 4th Monday 1:00 PM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Wednesday 1:00 PM
Rules Committee Supervisors Mirkarimi, Elsbernd, Ammiano	Thursday 10:00 AM
Select Committee on Ending Gun and Gang Violence Supervisors Maxwell, Mirkarimi, Ammiano	1st and 3rd Monday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices. (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Board to approve Board Meeting Minutes for August 1, 2006 and August 8, 2006.

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 10

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

1. 060852 **[Requiring that the acceptance and expenditure of any grant that would result in the creation of new City positions be approved by an ordinance that includes an appropriate amendment to the annual salary ordinance]**

Supervisor Peskin

Ordinance amending the San Francisco Administrative Code by amending Section 10.170-1, to require that the acceptance and expenditure of any grant that would result in the creation of new City positions be approved by an ordinance that includes an appropriate amendment to the annual salary ordinance.

8/15/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Daly, Peskin

2. 060991 **[Planning Code - Fee Adjustments]**
Ordinance amending the San Francisco Planning Code by amending Section 350 and 352 of Article 3.5 to adopt fees for Planning Department services related to appeals to the Board of Supervisors and provide for annual adjustments of said fees; and making environmental findings.

8/15/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Dufty, Ma

3. 060845 **[Extending existing restrictions on parking commercial vehicles in specified use districts to include vehicles with a gross combination weight rating in excess of 10,000 lbs.]**
Supervisor McGoldrick
Ordinance amending the San Francisco Traffic Code by amending Sections 63 and 63(A) to extend the restrictions on parking certain commercial vehicles in specified use districts to include vehicles with a gross combination weight rating in excess of 10,000 lbs.
(Parking and Traffic Department)

8/15/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Dufty, Ma

4. 061141 **[Sole source procurement of interior furniture/workstations and movable partitions for the San Francisco Main Library Renovation]**
Supervisor Ma
Ordinance waiving the competitive requirements of San Francisco Administrative Code section 21.1, and authorizing the Purchaser to negotiate and issue a purchase order for interior furniture/workstations and movable partitions for the San Francisco Main Library from One Workplace, a Steelcase distributor, as a sole source.

8/15/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Government Audit and Oversight Committee

Present Supervisors Ammiano, Peskin, McGoldrick

5. 060892 **[Revenue Control Equipment requirements for Parking Garages and Lots]**
Supervisors McGoldrick, Daly
Ordinance adding Article 22 to the Business and Tax Regulations Code, amending Article 9 of the Business and Tax Regulations Code, and repealing Article 49 of the Police Code, to establish revenue control equipment functionality and business practices requirements for purposes of Parking Tax collection and consumer protection, to establish penalties for violation, to require that parking garage and lot operators certify concurrent with payment of Parking Taxes their use of revenue control equipment that meets those requirements, and establishing a limited Parking Tax amnesty program. (Fiscal impact.)

7/25/2006, SUBSTITUTED. Supervisor McGoldrick submitted a substitute ordinance bearing new title.

8/1/2006, SUBSTITUTED. Supervisor McGoldrick submitted a substitute ordinance bearing same title.

8/15/2006, PASSED ON FIRST READING. Supervisor Daly requested to be added as a co-sponsor.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, McGoldrick

6. 060701 **[Adopting disability access standards for the Sunday closure of JFK Drive]**
Supervisor McGoldrick
Ordinance amending the Park Code by adding Section 6.12 to adopt disability access standards and authorized vehicular traffic use for the Sunday closure of John F. Kennedy Drive and related roads in Golden Gate Park and making environmental findings.

8/15/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

7. 061126 **[Settlement of Lawsuit - Gustavo A. Cubillo]**
Ordinance authorizing settlement of the lawsuit filed by Gustavo A. Cubillo against the City and County of San Francisco for $50,000; the lawsuit was filed on May 17, 2004 in San Francisco Superior Court, Case No. 431-445; entitled Gustavo A. Cubillo, et al. v. City and County of San Francisco, et al.
(City Attorney)

8/15/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

8. 061127 [Settlement of Lawsuit - CCSF v. Gregory P. O'Keeffe and Lydia Collins]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Gregory P. O'Keeffe and Lydia Collins, in the probate matter of The Estate of Dorothy Frances Boyesen, for $40,000.00; the lawsuit was filed on August 20, 2004 in the San Francisco Superior Court, Case No. PES-04-285738; entitled The Estate of Dorothy Frances Boyesen; City and County of San Francisco v. Gregory P. O'Keeffe and Lydia Collins.
(City Attorney)

8/15/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

9. 061180 [Appointment - Foster Care Improvement Task Force]

Resolution appointing Toby Eastman, Patricia Scott, Patricia Nelson Doyle, Connie R. Davis, Karey Fenderson, Joanna Uribe, Crystal Baik, Michele Byrnes, Maria Ramiu, Leona Cannon-Hunter, Lanette Scott and Bill Bettencourt, terms ending August 31, 2007, to the Foster Care Improvement Task Force, residency requirement waived.

Toby Eastman (residency requirement waived), new appointment, seat 3, must be a representative of a neighborhood organization from South of Market/Tenderloin, for the unexpired portion of a two-year term ending August 31, 2007.
Patricia Scott, new appointment, seat 5, must be a representative of a neighborhood organization from Western Addition, for the unexpired portion of a two-year term ending August 31, 2007.
Patricia Nelson Doyle (residency requirement waived), new appointment, seat 6, must be a representative of a neighborhood organization from Bayview/Hunter's Point, for the unexpired portion of a two-year term ending August 31, 2007.
Connie R. Davis, new appointment, seat 7, must be a representative of a faith-based organization, for the unexpired portion of a two-year term ending August 31, 2007.
Karey Fenderson, new appointment, seat 8, must be a representative of a childcare organization, for the unexpired portion of a two-year term ending August 31, 2007.
Joanna Uribe (residency requirement waived), new appointment, seat 9, must be involved in engagement and community planning, with expertise working with African-American and Latino families, for the unexpired portion of a two-year term ending August 31, 2007.
Crystal Baik, new appointment, seat 10, must be a representative from a domestic violence organization, for the unexpired portion of a two-year term ending August 31, 2007.
Michele Byrnes (residency requirement waived), new appointment, seat 11, must be a representative from an organization dedicated to serving emancipated youth, for the unexpired portion of a two-year term ending August 31, 2007.
Maria Ramiu, new appointment, seat 12, must be a representative of a foster care advocacy organization, for the unexpired portion of a two-year term ending August 31, 2007.
Leona Cannon-Hunter, new appointment, seat 13, must be a foster care parent, for the unexpired portion of a two-year term ending August 31, 2007.
Lanette Scott, new appointment, seat 14, must be an emancipated youth, for the unexpired portion of a two-year term ending August 31, 2007.
Bill Bettencourt, new appointment, seat 15, must be a representative of a child welfare organization, for the unexpired portion of a two-year term ending August 31, 2007.

Question: Shall this Resolution be ADOPTED?

10. 061181 **[Appointment - Lead Hazard Reduction Citizens Advisory Committee]**

Resolution appointing Carla Johnson, term ending December 31, 2006, to the Lead Hazard Reduction Citizens Advisory Committee.

Carla Johnson, succeeding James Hutchinson, resigned, seat 2, must represent the Department of Building Inspection, for the unexpired portion of a term ending December 31, 2006.

Question: Shall this Resolution be ADOPTED?

Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated: _____

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Dufty, Ma

11. 060589 [Liquor License Transfer, 845 Market Street, Space 010]

Resolution determining that the transfer of a Type 21 off-sale general license from 1001 South Van Ness Avenue to 845 Market Street, basement of the San Francisco Centre, Space 010 to Bristol Farms Inc., will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

8/15/2006, CONTINUED. Continued to September 12, 2006

Question: Shall this Resolution be ADOPTED?

From the Government Audit and Oversight Committee Without Recommendation

Present: Supervisors Ammiano, Alioto-Pier, Peskin

12. 060860 [Resolution of Intention to form the Central Market Community Benefit District]

Mayor

Resolution (1) declaring the intention of the Board of Supervisors to establish a property-based business improvement district (community benefit district) to be known as the "Central Market Community Benefit District" and levy a multi-year assessment on identified parcels in the district, (2) approving the management district plan and engineer's report for the district, (3) ordering and setting a time and place for a public hearing thereon, (4) approving the form of the Notice of Public Hearing and Assessment Ballots, and (5) directing the Clerk of the Board of Supervisors to give notice of the public hearing as required by law.

6/27/2006, AMENDED. Amended on page 5, line 18, Section 4, by replacing "August 15, 2006 at 3pm" with "October 17, 2006 at 3pm."

6/27/2006, CONTINUED AS AMENDED. Continued to August 15, 2006

8/15/2006, AMENDED. Amended to replace the public hearing date from October 17, 2006 to October 31, 2006. Continued as amended to September 12, 2006

8/15/2006, CONTINUED AS AMENDED.

Question: Shall this Resolution be ADOPTED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

13. 060533 **[Chinatown Visitor Retail Zoning District: Other Entertainment]**
Supervisor Peskin
Ordinance amending the San Francisco Planning Code by amending Section 811.47b of the Retail Sales and Services section of Table 811 to allow other entertainment as a principal use on the first and second stories in the Chinatown Visitor Retail Zoning District and by adding Section 811.47b to the Specific Provisions for Chinatown Visitor Retail District of Table 811 noting that the other entertainment use must be in conjunction with an existing full-service restaurant; adopting findings, including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b).

8/15/2006, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.
8/15/2006, PASSED ON FIRST READING AS AMENDED.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

14. 060501 [Campaign Finance Reform Ordinance Amendments]
Mayor

Ordinance amending Sections 1.100, 1.104, 1.108, 1.112, 1.114, 1.116, 1.122, 1.126, 1.128, 1.130, 1.135, 1.150, 1.161 and 1.170, adding sections 1.107, 1.113, 1.115, 1.118, 1.162.5, 1.163.5 and 1.172 and repealing section 1.132, Chapter 2 of Article I, section 1.200 and Chapter 4 of Article I, sections 1.400, 1.405, 1.410, 1.415, 1.420 and 1.425 of the Campaign and Governmental Conduct Code to move the False Endorsements Ordinance and the Prohibition on Multiple Campaign Accounts into the Campaign Finance Reform Ordinance ("CFRO"); subject School District and Community College District measures to CFRO; reenact contribution and voluntary expenditure limits at their existing levels; clarify sections of CFRO related to electronic filing requirements, candidate loan restrictions, permissible uses of campaign funds, pre-election reporting requirements, and the contractor contribution prohibition; prohibit candidates from accepting voluntary expenditure ceilings if the applicable ceiling was already lifted; create late filing fees for reports required by CFRO; create new penalties for candidates that receive public financing and exceed applicable expenditure ceilings; create new and clarify existing disclaimer requirements for campaign advertisements; create training requirements for candidates and treasurers; create new filing requirements during the signature gathering process for ballot measures; permit the return of contributions once campaign funds become surplus or a candidate withdraws only on a last in, first out basis; permit the Ethics Commission to extend filing deadlines that fall on weekends or holidays; require candidates to pay for accrued expenses within 180 days; and require expenditures that are coordinated with candidates to be treated as contributions.

8/15/2006, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

8/15/2006, PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

15. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

16. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 17 through 27

17. 061218 **[Accept-Expend Federal/State Pass Through Grant - Public Library]**
Supervisor Dufty
Resolution authorizing the Department of Public Library to accept and expend a grant in the amount of $11,332 from the California State Library as part of the Federal Library Services and Technology Act (LSTA) for reimbursing tuition expenses of library employees pursuing a degree or certificate in library science at an institution of higher education.

8/15/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

18. 061220 **[Opposing the Department of Homeland Security's proposed rule to enforce immigration law]**
Supervisor Sandoval
Resolution opposing the Department of Homeland Security's proposed rule on use of Social Security Administration "no-match" letters to enforce immigration law.

8/15/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

19. 061221 [Accept-Expend Federal Grant - Department of Public Works]

Supervisor Elsbernd

Resolution authorizing the Department of Public Works to accept and expend a federal grant in the amount of $75,243 from the California Department of Transportation to develop a bridge maintenance plan for the City and County of San Francisco and authorizing the Director of Public Works or his or her designee to execute all documents therefore.

8/15/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

20. 061222 [Approval of the MOU between the San Francisco Police Department and the San Francisco Housing Authority for additional police services]

Supervisor Maxwell

Resolution approving the Memorandum of Understanding between the San Francisco Police Department and the San Francisco Housing Authority for additional police services in designated Housing Authority Developments.

8/15/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

21. 061252 [Appointment, Assessment Appeals Board No. 2 - Arthur Tom III]

Resolution appointing Arthur Tom III, term ending September 7, 2009, to Assessment Appeals Board #2; correcting clerical error in Resolution 476-06.
(Clerk of the Board)

9/6/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

22. 061224 [Final Map - 1551 Taraval Street]

Motion approving Final Map 3158, a 10 Unit Mixed-Use Condominium Project, located at 1551 Taraval Street being a subdivision of Lot 38 in Assessors Block No. 2400 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)

(DPW Order No. 176,053; District 4.)

8/17/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

23. 061230 [Final Map - 1082 Pennsylvania Street]

Motion approving Final Map 2525, a 26 Unit Live/Work Condominium Project, located at 1082 Pennsylvania Street being a subdivision of Lot 61 in Assessors Block No. 4224 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.

(DPW Order No. 176,290; District 10.)

8/28/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

24. 061231 **[Final Map - 235 Berry Street]**

Motion approving Final Map 3401, a 99 Unit Residential Condominium Project, located at 235 Berry Street being a subdivision of Lot 5 in Assessors Block No. 8708 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.

(DPW Order No. 176,105; District 6.)

8/28/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Motion be APPROVED?

25. 061232 **[Final Map - 4343 Third Street]**

Motion approving Final Map 3635, a Two Commercial and 16 Residential Unit Mixed-Use Condominium Project, located at 4343 Third Street being a subdivision of Lot 14 in Assessors Block No. 5278 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.

(DPW Order No. 176,324; District 10.)

8/28/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

26. 061233 **[Final Map - 41 Federal Street]**

Motion approving Final Map 3729, a 11 Unit Live/Work Condominium Project, located at 41 Federal Street being a subdivision of Lot 15 in Assessors Block No. 3774 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.

(DPW Order No. 176,294; District 6.)

8/28/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

27. 061234 **[Final Map - 2625 24th Street]**

Motion approving Final Map 3943, a 5 Unit Residential Condominium Project, located at 2625 24th Street being a subdivision of Lot 26 in Assessors Block No. 4264 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.

(DPW Order No. 176,298; District 9.)

8/28/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

28. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from August 8, 2006 through September 1, 2006, for reference by President to appropriate committee on September 12, 2006.

061171 **[Settlement of Lawsuit - Department of Fair Employment and Housing v. City and County of San Francisco, et al]**
Ordinance authorizing settlement of the lawsuit filed by Department of Fair Employment and Housing on behalf of Real Party in Interest Angela Martin against the City and County of San Francisco for $160,000.00; the lawsuit was filed on August 4, 2005, in San Francisco Superior Court, Case No. 443742; entitled Department of Fair Employment and Housing v. City and County of San Francisco, et al.
(City Attorney)

8/9/2006, RECEIVED AND ASSIGNED to Rules Committee.

061227 **[Settlement of Lawsuit - CCSF, et al. v. Kam Kong Tang and Kai Yuen Ng]**
Ordinance authorizing the settlement of a lawsuit filed by the City and County of San Francisco against Kam Kong Tang and Kai Yuen Ng, former part owners of the King Tin Restaurant, for $85,000.00; the lawsuit was filed on August 3, 2005 for violation of the City's Minimum Wage Ordinance, in San Francisco Superior Court, Case No. 433685, entitled City and County of San Francisco, et al. v. Kam Kong Tang and Kai Yuen Ng.
(City Attorney)

8/25/2006, RECEIVED AND ASSIGNED to Rules Committee.

061228 **[Settlement of Lawsuit - John and Judith Bovio, et al., v. City and County of San Francisco, et al]**

Ordinance authorizing settlement of the lawsuit filed by John and Judith Bovio against the City and County of San Francisco for $85,000; the lawsuit was filed on December 8, 2004 in San Francisco Superior Court, Case No. 436-946; entitled John and Judith Bovio, et al., v. City and County of San Francisco, et al.
(City Attorney)

8/25/2006, RECEIVED AND ASSIGNED to Rules Committee.

061237 **[General Plan Amendment - 710 Market Street, Northwest of the Intersection of Market, Kearny and Geary Streets, Block 0312, Lot 003]**

Ordinance amending the General Plan of the City and County of San Francisco by amending Map 1 (Downtown Land Use and Density Plan) and Map 5 (Proposed Height and Bulk Districts) of the Downtown Area Plan to change the land use designation of Assessor's Block 0312, Lot 003 from Downtown Retail to Downtown Office and the height and bulk district classification from 80-130-F to a 150-X; adopting findings pursuant to the California Environmental Quality Act and findings of consistency with the Priority Policies of Planning Code Section 101.1.
(Planning Department)

8/31/2006, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 10/2/2006.

061238 **[Zoning Map Amendment - 710 Market Street, Northwest of the Intersection of Market, Kearny and Geary Streets, Block 0312, Lot 003]**

Ordinance amending the San Francisco Planning Code by amending Sheet 1 of the Zoning Map of the City and County of San Francisco to change the use district designation of Assessor's Block 0312, Lot 003 from C-3-R 3 (Downtown Retail) to C-3-O (Downtown Office), and amending Sheet 1H of the Zoning Map to change the height and bulk district classification of Assessor's Block 0312, Lot 003 from 80-130-F to 150-X; adopting findings pursuant to the California Environmental Quality Act and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.
(Planning Department)

8/31/2006, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 10/2/2006.

PROPOSED RESOLUTIONS

Proposed resolutions received from August 8, 2006 through September 1, 2006, for reference by President to appropriate committee on September 12, 2006.

061225 **[Disposition and Development Agreement and Ground Lease for the Old Mint]**
Resolution approving and authorizing a disposition and development agreement and lease for the rehabilitation and use of the Old Mint by the San Francisco Museum and Historical Society; approving the Negative Declaration; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the transactions contemplated are consistent with the City's General Plan and Eight Priority Policies of City's Planning Code; and authorizing the City Administrator, or designee, to execute documents, make certain modifications and take certain actions in furtherance of this resolution.

8/22/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee. Sponsor requests that this item be calendared as soon as possible.

061235 **[Exemption from Requirement that Ambulances Carry Spare Tire and Jack]**
Resolution authorizing the San Francisco Fire Department to be exempt from California Code of Regulations Title 13, Division 2, Chapter 5, Article 1, Section 1103(e) and (f), requiring ambulances to carry spare tire and jack.
(Fire Department)

061239 **[Approval of Joint Powers Agreement for North Bayside System Unit facilities with the Cities of San Francisco, South San Francisco, San Bruno, Millbrae, and Burlingame]**
Resolution approving and authorizing the execution of an Agreement between the Cities of San Francisco, South San Francisco, San Bruno, Millbrae, and Burlingame pertaining to capacity ownership, operation, maintenance and capital projects cost sharing for North Bayside System Unit (NBSU) Facilities.
(Airport Commission)

9/1/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061240 **[In-kind agreement and acceptance of easement relating to 333 Fremont Street]**
Resolution approving an in-kind agreement for the provision of a mid-block pathway and streetscape improvements to satisfy a portion of the developer's impact fee obligation relating to the 333 Fremont Street project; authorizing the acceptance of an easement for such mid-block pathway under the terms of the in-kind agreement; authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution; and ratifying previous actions taken in connection therewith.
(Planning Department)

9/1/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061241 **[Parking Regulations]**
Resolution enacting and rescinding parking regulations at various locations.

TOW-AWAY NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
Kearny Street, west side, from Broadway to 79 feet southerly.

PARKING METER AREA NO. 3 (2-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Folsom Street, both sides, between 5th and 6th Streets; and,
South Van Ness Avenue, both sides, between Mission and Howard Streets.

NO PARKING ANYTIME - ESTABLISH
Market Street, west side, from the light pole, approximately 100 feet south of the driveway of 3550 Market Street to the driveway of 3620 Market Street (due to the absence of a sidewalk).

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Folsom Street, north side, from 138 feet to 188 feet east of 2nd Street.

RESIDENTIAL PERMIT PARKING AREA "U" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Gilbert Street, both sides, between Brannan Street to southern terminus (unit block, excludes Lot #18, block 3784).

UNMETERED MOTORCYCLE PARKING - ESTABLISH
Leavenworth Street, east side, from the south side of the driveway of 808 Leavenworth Street to 20 feet southerly (20-foot space, accommodating 4 motorcycle parking spaces).

PARKING METER AREA NO. 2 (1-HOUR PARKING TIME LIMIT, 7 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Natoma Street, south side, between 5th and Mary Streets (portion of the 400 block)

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Webster Street, along the terminus, south of Hermann Street (Unit Block); and,
Webster Street, east side , from the terminus to 29 feet northerly (Unit Block).

NO PARKING ANYTIME - ESTABLISH
101 Lansdale Avenue, from 97 feet north of the southeast property line of 101 Lansdale Avenue to 112 feet west of the northeast property line of 101 Lansdale Avenue (along the inside of the curve adjacent to 101 Lansdale Avenue).

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH
Pennsylvania Avenue, east side, from 23rd Street to 350 feet northerly.

PARKING METER AREA NO. 2, 7AM TO 6PM, 1-HOUR TIME LIMIT, MONDAY THROUGH SATURDAY - ESTABLISH
Market Street, north side, from 12th Street to Van Ness Avenue (within the parking bay area).

TOW-AWAY NO STOPPING ANYTIME - ESTABLISH
Market Street, north side, from Page Street to 12th Street.

RESIDENTIAL PERMIT PARKING AREA "U" – RESCIND
45 Lansing Street, Lot 59 of Block 3749 on the Unit block of Lansing Street.
(Parking and Traffic Department)
(8/28/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3236.)

9/1/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061242 **[STOP Intersections]**

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
20th and Sanchez Streets, stopping the Liberty Street approaches to 20th Street;
Manzanita Avenue and Euclid Avenue, stopping Manzanita Avenue;
Iris Avenue and Euclid Avenue, stopping Iris Avenue;
King Street at Division Street, stopping southbound King Street;
Green and Montgomery Streets, stopping Montgomery Street at Green Street, making this uncontrolled intersection a two-way STOP.
Crestlake Drive and Yorba Street, making this Y-intersection an All-Way STOP.
(Parking and Traffic Department)

(8/28/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3236.)

9/1/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061243 **[Petitions and Communications #1]**

Petitions and Communications received from August 8, 2006 through September 1, 2006 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on September 12, 2006. Part 1 (Items 1 through 54)

From Cheryl Brodie, submitting opposition to proposed legislation allowing certain medical cannabis dispensaries in Residential-House or Residential-Mixed districts to remain open during the 18-month application period. (1)

From Christian Holmer, regarding public records request from various City departments. 13 letters (2)

From concerned citizens, regarding Supervisor Elsbernd's position on proposed legislation regarding the federal government's intervention in the City and County of San Francisco's investigation of the July 8th, 2005 G-8 protest and expressing support for the California Shield Law. File 061086, Copy: Rules Committee, 3 letters (3)

From Bruce Brugmann, regarding the homeless population in San Francisco. (4)

From Clerk of the Board, submitting Form 700 Statement of Economic Interests for Jaynry Mak, Legislative Assistant to Supervisor Ma. (5)

From the Port, agreeing to a one week continuance for the Wharf J-10 Project. Files 060967, 060968, 060969, Copy: Each Supervisor, City Attorney (6)

From Planning Department, regarding the issuance of a General Rule Exclusion for the 368-370 Lombard Street/20-24A Julius Street. File 061099 (7)

From Planning Department, submitting support for proposed legislation to allow certain limited commercial uses and nonconforming uses of the public sidewalk for tables and chairs (sidewalk seating) under circumstances and processes administered by the Department of Public Works. File 061069, Copy: Land Use Committee members (8)

From State Senate Rules Committee, submitting appointment of Gary Wolff, of Castro Valley as member to the State Water Resources Control Board. (9)

From Office of Economic Analysis, submitting report concerning the economic impact of the Fillmore Jazz Community Benefit District. File 061149, Copy: Each Supervisor (10)

From Brandt-Hawley Law Group, submitting additional information for appeal of categorical exemption for the proposed demolition of 70 Douglass Street. File 060984, Copy: Each Supervisor, City Attorney (11)

From Police Department, regarding status of the Police Department's Records Management System. (Reference No. 20060627-025) Copy: Supervisor Ma (12)

From The Department of Emergency Communications, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (13)

From Coalition for San Francisco Neighborhoods, submitting opposition to any changes to the existing notification requirements to neighboring property owners by Medical Cannabis Dispensaries. File 060032, Copy: Each Supervisor (14)

From Office of the Mayor, regarding request for production of documents related to costs associated with pursuing the 2016 Olympics. (Reference No. 20060725-003) Copy: Supervisor Sandoval (15)

From Department of Public Works, regarding status of repairing the pothole at 627 Haight Street. (Reference No. 20060801-007) Copy: Supervisor Mirkarimi (16)

From Department of Public Works, regarding status of trimming trees at various locations in District 5. (Reference No. 20060711-010) Copy: Supervisor Mirkarimi (17)

From Department of Public Works, regarding status of graffiti removal at various locations in District 5. (Reference No. 20060620-003) Copy: Supervisor Mirkarimi (18)

From Susan Brandt-Hawley, regarding appeal for proposed project at 70 Douglass Street. File 060984, Copy: Each Supervisor, City Attorney (19)

From Jim Warshell, suggesting ways we can honor Sue Bierman. Copy: Each Supervisor (20)

From Municipal Transportation Agency, regarding the feasibility of installing a stop sign on Cole at Alma Streets. (Reference No. 20060613-005) Copy: Supervisor Mirkarimi (21)

From Department of Elections, regarding disclaimer requirements for local ballot measures. Copy: Each Supervisor (22)

From Office of the Mayor, submitting reappointment of Polly Marshall, Jim Hurley, Cathy Mosbrucker and Neveo Mosser to the Residential Rent Stabilization and Arbitration Board. (23)

From Office of the Mayor, submitting the appointment of Richard Guggenhime to the Airport Commission. (24)

From Office of the Mayor, submitting notice that Supervisor Ma will serve as Acting-Mayor from Sunday, August 13, 2006 until Tuesday August 15, 2006; Supervisor Elsbernd will serve as Acting-Mayor from Wednesday, August 16, 2006 until Thursday, August 17, 2006 and Supervisor Dufty will serve as Acting–Mayor from Friday, August 18, 2006 until Sunday, August 20, 2006. Copy: Each Supervisor (25)

Number not used. (26)

From Kimo Crossman, regarding the Rules Committee meeting on August 10, 2006. File 061086 (27)

From Planning Department, acknowledging that the Planning Department has received letter withdrawing the Environmental Exemption application for the proposed project at 368-370 Lombard Street. File 061099, Copy: Each Supervisor (28)

From Sue Detwiler, confirming that the appeal hearing for the proposed project at 70 Douglass Street has been rescheduled for September 19, 2006. File 060984, Copy: Each Supervisor (29)

From Department of Elections, concerning the vendor's response to the Department's inquiry to automate the assembly and mailing of ballots for permanent absentee voters. Copy: Each Supervisor (30)

From Police Commission, submitting support for proposed ordinance establishing a one-year pilot program requiring foot patrols in crime-impacted areas of Northern and Park District Police Stations. File 060700, Copy: Each Supervisor (31)

From Police Commission, submitting support for proposed ordinance requiring that District Station boundaries be reviewed every ten years and setting procedures for such review. File 060795, Copy: Each Supervisor (32)

From Clerk of the Board, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (33)

From Airport, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (34)

From Office of the City Administrator, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (35)

From Office of the District Attorney, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (36)

From Employees' Retirement System, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (37)

From Fire Department, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (38)

From Department of Human Resources, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (39)

From Planning Department, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (40)

From Department on the Status of Women, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (41)

From Department of Public Health, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (42)

From Residential Rent Stabilization and Arbitration Board, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (43)

From Taxi Commission, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (44)

From SF War Memorial and Performing Arts Center, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (45)

From Kimo Crossman, commenting on recently passed Resolution (AJR 31) urging the Congress of the United States to enact a shield law for America's journalists. (46)

From Kimo Crossman, regarding an immediate disclosure request from DTIS. (47)

From the Cambridge, Massachusetts City Council, regarding San Jose Las Flores in El Salvador, sister city to Cambridge, Massachusetts. (48)

From Office of the Treasurer/Tax Collector, submitting the Cash difference and Overage Fund balance and activities reported to this office for the period ending July 31, 2006. (49)

From Office of the Clerk of the Board, submitting list of City departments and agencies that have submitted their conflict-of-interest code notice: (50)
Department of Building Inspection
Planning Department
War Memorial and Performing Arts Center
Port of San Francisco
Taxi Commission
Small Business Commission
Fire Department
Public Library

From Department of Public Health, submitting annual report of gifts received during fiscal year 2005-06. (51)

From SF Environment, regarding Charter Section 4.104 Rules and Regulations to be filed with the Clerk of the Board of Supervisors. (52)

From Port of San Francisco, responding to issues raised during public comment at the August 1, 2006 hearing on the appeal of the Wharf J-10 Environmental Impact Report. File 060966, Copy: Each Supervisor (53)

From Civil Service Commission, regarding survey of monthly rates paid to police officers and firefighters in all cities of 350,000 or more in the State of California. (54)

061244 [Petitions and Communications]

Petitions and Communications received from August 8, 2006 through September 1, 2006 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on September 12, 2006. Part 2 (Items 55 through 100)

From State Department of Transportation, submitting report regarding the illegal discharge (or threatened illegal discharge) of hazardous waste, which could cause substantial injury to the public health or safety. (55)

From Union Square Business Improvement District, submitting the Union Square Business Improvement District Annual Report for 2005. (56)

From the Children and Families Commission, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (57)

From Jeffer, Mangels, Butler and Marmaro LLP, submitting two proposals from environmental consultants who have determined they could do the testing at Wharf J-10 without demolition of the Wharf. File 060966, Copy: Each Supervisor (58)

From SF Housing Authority, regarding necessary improvements for the Hayes Valley property by the McCormack Baron Ragan Management Company. (Reference No. 20060-009) Copy: Supervisor Mirkarimi (59)

From Department of Public Works, regarding repairing the sidewalk at 1200 Masonic Avenue and 942 Hayes Street. (Reference No. 20060801-008) Copy: Supervisor Mirkarimi (60)

From Department of Public Works, regarding graffiti removal from various locations in District 5. (Reference No. 20060801-012) Copy: Supervisor Mirkarimi (61)

From Department of Public Works, regarding graffiti removal from newsstands at various locations in District 5. (Reference No. 20060801-012) Copy: Supervisor Mirkarimi (62)

From Department of Public Works, regarding graffiti removal from various locations in District 5. (Reference No. 20060801-011) Copy: Supervisor Mirkarimi (63)

From Department of Public Works, regarding graffiti removal from various locations in District 5. (Reference No. 20060801-009) Copy: Supervisor Mirkarimi (64)

From Department of Public Works, regarding repairing the sidewalk on the north side of Ellis Street between Steiner and Pierce Streets. (Reference No. 20060606-003) Copy: Supervisor Mirkarimi (65)

From Municipal Transportation Agency, regarding the feasibility of additional stop signs or traffic signals on Divisadero Street between Oak and O'Farrell Streets.
(Reference No. 20060613-004) Copy: Supervisor Mirkarimi (66)

From Department of Children, Youth and Their Families, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (67)

From Jeffer, Mangels, Butler and Marmaro LLP, withdrawing the application for exemption for environmental review for 368-370 Lombard Street/20-24A Julius Street. File 061099, Copy: Each Supervisor, City Attorney (68)

From Human Services Agency, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. But, the Agency anticipates it will submit a requests for supplemental appropriations in order to expend new Federal and State funds for CalWORS, Child Welfare Services, Housing and Homeless Services, Workforce Development and CalWIN that were received after the City budget was approved. (69)

From Office of Citizen Complaints, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (70)

From Office of the City Attorney, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (71)

From Fire Department, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (72)

From Department of Telecommunications and Information Services, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (73)

From Office of the Controller, submitting the concession audit of Astar Air Cargo, Inc. (74)

From Ahimsa Sumchai, requesting an investigation of Mayor Newsom and Lennar Corporation's activities at Hunters Point Shipyard, Treasure Island and the Candlestick Point. Copy: Supervisor Maxwell, 5 letters (75)

From Department of Parking and Traffic, submitting list of completed Board of Supervisors inquiries from the Department of Parking and Traffic. (76)

From Department of Human Resources, submitting an amendment to the Annual Salary Ordinance for the Public Defender's Office. (77)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 3888 Noriega Street. (78)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 599 Monterey Boulevard. (79)

From Adult Probation Department, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (80)

From Arts Commission, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (81)

From Department of Child Support Services, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (82)

From Ethics Commission, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (83)

From Department of the Environment, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (84)

From Law Library, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (85)

From the Port, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (86)

From Office of the Public Defender, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (87)

From Department of Public Works, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (88)

From Office of the Treasurer/Tax Collector, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (89)

From Office of the Clerk of the Board, submitting list of City departments and agencies that have submitted their conflict-of-interest code notice: (90)
Arts Commission
Community College District
Department of Human Resources
Department of Public Health
Department of Public Works
Department on the Status of Women
Department of Emergency Communications
Fine Arts Museum
Health Authority
Housing Authority
Office of Assessor-Recorder
Office of Emergency Services
Private Industry Council
Recreation and Park Department
Redevelopment Agency
San Francisco International Airport
Treasure Island Development Authority

From James Chaffee, regarding the BALIS (Bay Area Library and Information System) appointment. File 060996, Copy: Each Supervisor (91)

From Public Utilities Commission, regarding removal of graffiti from utility poles at various locations in District 5. (Reference No. 20060725-009) Copy: Supervisor Mirkarimi (92)

From Department of Public Works, regarding status of repairing potholes at various locations in District 5. (Reference No. 20060718-001) Copy: Supervisor Mirkarimi (93)

From Department of Public Works, regarding status of repairing pothole at the intersection of Alma and Belvedere Streets. (Reference No. 20060404-007) Copy: Supervisor Mirkarimi (94)

From Department of Public Works, regarding graffiti removal from various locations in District 5. (Reference No. 20060808-004) Copy: Supervisor Mirkarimi (95)

From Department of Public Works, regarding graffiti removal on garbage receptacles at various locations in District 5. (Reference No. 20060815-012) Copy: Supervisor Mirkarimi (96)

From Department of Public Works, regarding graffiti removal at various locations in District 5. (Reference No. 20060808-003) Copy: Supervisor Mirkarimi (97)

From Department of Public Works, regarding graffiti removal at various locations in District 5. (Reference No. 20060808-002) Copy: Supervisor Mirkarimi (98)

From Department of Public Works, regarding leveling the sidewalk between the two properties located at 583 Hayes and 597 Hayes Street. (Reference No. 20060711-011) Copy: Supervisor Mirkarimi (99)

From Department of Public Works, regarding repairing the sidewalks at 701 Webster Street and 1418 Haight Street. (Reference No. 20060725-004) Copy: Supervisor Mirkarimi (100)

061250 [Petitions and Communications]

Petitions and Communications received from August 8, 2006 through September 1, 2006 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on September 12, 2006. Part 3 (Items 101 through 160)

From Department of Public Works, regarding the status of trimming a city tree at 1029 Golden Gate Avenue. (Reference No. 20060815-009) Copy: Supervisor Mirkarimi (101)

From Department of Public Works, regarding graffiti removal from the William McKinley Statue at the Baker Street end of the panhandle. (Reference No. 20060808-011) Copy: Supervisor Mirkarimi (102)

From Department of Public Works, regarding the feasibility of installing a "Not a Through Street" sign and a "Children Playing" sign on Rockdale Drive. (Reference No. 20060808-001) Copy: Supervisor Elsbernd (103)

From Department of Public Works, regarding graffiti removal from the blue mailboxes at various locations in District 5. (Reference No. 20060815-011) Copy: Supervisor Mirkarimi (104)

From Tizah Gonzalez, submitting request for a Type 40 liquor license for Tizah Gonzalez dba "Mission Chameleon" located at 3188 Mission Street. (105)

From Office of the Controller, submitting report concerning the concession audit of Santa Clara Sand and Gravel with the Public Utilities Commission of San Francisco to operate a gravel quarry near Sunol, California. (106)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 1701 Ocean Avenue. (107)

From Steve Zelzer, submitting response to "AccessSF" President John Higgins. (108)

From Health Service System, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (109)

From Robert Planthold, regarding article entitled "the disability perspective on transit effectiveness" published in the www.beyondchron.com newsletter on August 28, 2006. (110)

From Commission on Animal Control and Welfare, responding to Board Resolution that urges boards and commissions to adopt policies regarding members attendance at meetings. (111)

From SF Paratransit Coordinating Council, submitting copy of letter sent to the Taxicab Commission requesting they undertake the necessary measures to adopt the Disability Awareness Training Curriculum outline and instructor qualifications, which have been approved by the SF Paratransit Coordinating Council. Copy: Each Supervisor (112)

From Luc Ertoran, submitting request for a Type 20 and Type 42 liquor license for Terroir SF LLC located at 81 Langton Street. (113)

From Helen Kwan, submitting her resignation from the Pedestrian Safety Advisory Committee, effective immediately. (114)

From Department of Public Works, regarding proposed legislation approving the assignment of the street flower market permit identified as "The Emporium Street Flower Market on the south sidewalk of Market Street facing the location of 835 Market Street." File 061202, Copy: Land Use Committee members (115)

From Department of Public Works, regarding proposed legislation approving the assignment of the street flower market permit identified as "The east sidewalk of Stockton Street within 100 feet south of the southerly line of Geary Street." File 061204, Copy: Land Use Committee members (116)

From Department of Public Works, regarding proposed legislation to delete the street flower market location on the east sidewalk of Grant Avenue within 100 feet south of the southerly line of Post Street from the Public Works Code. File 061203, Copy: Land Use Committee members (117)

From Department of Parking and Traffic, responding to request for improvement of dead-end signage for the 900 block of Rockdale Drive. (Reference No. 20060808-011) Copy: Supervisor Elsbernd (118)

From Salvatore Zoida, submitting support for the proposed Whole Foods Grocery Store project at Haight and Stanyan Streets. (119)

From Clerk of the Board, submitting excerpts from the Board of Supervisors Rules of Order Sections 5.16 and 6.4 addressing attendance at Board or Committee meetings. (120)

From League of California Cities, concerning the California Supreme Court's decision that water service rates are subject to Proposition 218. Copy: County Clerk (121)

From Office of the Controller, submitting request for waiver of Chapters 12B and 12C of the Administrative Code for Ramada Plaza Hotel at 1231 Market Street. (122)

From Clerk of the Board, submitting notice that pursuant to SF Police Code Section 1137, the Controller shall no later than August 1 of each even-numbered year, transmit to the Board of Supervisors a determination as to increases or decreases in the fare rate for taxicabs. Copy: Each Supervisor (123)

From Department of the Environment, submitting an amendment to the Urban Forest Council Bylaws to change the Council's regular meeting schedule and establish an absentee policy. (124)

From Airport, submitting request to officially withdraw proposed legislation concerning the amendment of sublease between Corporation of the Fine Arts Museums and the Airport Commission. File 060586, Copy: Finance Committee members (125)

From Department of Public Works, submitting the defective sidewalk repair account quarterly report for June 30, 2006. (126)

From Municipal Transportation Agency, regarding possible traffic calming measures to slow vehicular traffic on Lunado Way. (Reference No. 20060509-016) Copy: Supervisor Elsbernd (127)

From Municipal Transportation Agency, regarding possible traffic calming measures to slow vehicular traffic on Grove Street between Fillmore and Webster Streets. (Reference No. 20060627-015) Copy: Supervisor Mirkarimi (128)

From Municipal Transportation Agency, regarding possible traffic calming measures on Buchanan Street between Ivy and Linden Streets. (Reference No. 20060627-014) Copy: Supervisor Mirkarimi (129)

From Municipal Transportation Agency, regarding the feasibility of installing a "yield sign" on Lakeview Avenue at Brighton Avenue. (Reference No. 20060711-003) Copy: Supervisor Sandoval (130)

From State Office of Historic Preservation, regarding request to remove 2151 Van Ness Avenue (formerly St. Brigid's Church) from those determined eligible for the National Register of Historical Places and from listing in the California Register of Historical Resources. File 051772, Copy: Each Supervisor (131)

From State Department of Health Services, regarding investigation of low-income Bay area residents who have had difficulty receiving Medi-Cal Adult Day Health Care benefits and services after the Golden State ADHC closed. (132)

From concerned citizens, submitting opposition to resolution urging Cardinal Levada to withdraw his directive to Catholic Charities forbidding the placement of children in need of adoption with same-sex couples. File 060356, 3 letters (133)

From Public Utilities Commission, regarding the status of removing graffiti from utility poles at various locations in District 5. (Reference No. 20060627-013) Copy: Supervisor Mirkarimi (134)

From Police Department, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (135)

From Supervisor Mirkarimi, regarding the immediate need to remove gang graffiti due to its signal relationship with potential gun violence. Copy: Each Supervisor (136)

From Public Utilities Commission, regarding removal of gang graffiti in San Francisco. (Reference No. 20060627-013) Copy: Supervisor Mirkarimi (137)

From Margie Hom-Brown, regarding the political clout of the Bicycle Coalition in San Francisco. (138)

From Eric Brooks, regarding two local activists re-subpoenaed to the Federal Grand Jury. File 061086 (139)

From Kathryn Kaufer, submitting request for a Type 20 liquor license for Kaufer's Religious Supplies located at 1455 Custer Avenue. (140)

From Stephen Lynch, regarding the problem he is having with his health plan, Health Net, who contracts with Express Scripts Pharmacy arbitrarily picking an expiration date of their choice (6 months) and declaring medication expired, when in fact the date they are choosing is months and years before the manufacture stated expiration date. (141)

From Steven Campbell, submitting his opinion on bringing the Olympics to San Francisco. Copy: Each Supervisor (142)

From Raphael Mazor, submitting support for the use of cameras to prosecute anyone involved in illegal dumping in San Francisco. Copy: Supervisor Daly (143)

From Asumchai, regarding Supervisor Maxwell's campaign finance account. Copy: Supervisor Maxwell (144)

From Pacific Gas and Electric Co., submitting notice of two application filings: for recovery rates of its costs associated with the planned divestiture of its generation assets, and for approval of programs/budgets for 2007 and 2008 California Low-Income Energy Efficiency and California Alternate Rates for Energy. (145)

From Pacific Gas and Electric Co., submitting notice of application to recover costs incurred to study the feasibility of obtaining electric power from British Columbia generated from renewable sources of power. (146)

From US Army Corps of Engineers, submitting public notice that Boden Company has applied for a permit to excavate and regrade approximately 900 to 1,000 linear feet of intermittent stream, in order to expand its current 32 acre Blue Rock Quarry hard rock mining operation, by 24 acres. (147)

From Peggy Hester, submitting support for an independently managed Community Choice Energy project that will run San Francisco on 50% renewable energy sources within the next decade. (148)

From Department of California, American Legion, submitting the 75th Anniversary Commemorative Edition Yearbook for Cathay Post #384. (149)

From Human Rights Commission, commending the Board of Supervisors for their commitment to San Francisco transgender community. (150)

From Randall Julin, on behalf of senior residents at 835 Turk Street, submitting opposition to an attempt by the Directors of Swords to Plowshares and the Housing Affiliate of the Bernal Heights Neighborhood Center to acquire ownership of "Vantaggio Suites" and their threatened forced relocation of current long-term rental residents by circumventing established protections of rent-controlled units for low-income seniors. (151)

From Ahimsa Sumchai, requesting the City Attorney and the Ethics Commission investigate Supervisor Maxwell's campaign finance records. 2 letters (152)

From Leroy Ives, submitting his concerns with removal of trees from a Visitacion Valley Park. (153)

From Recreation and Park Department, responding to Leroy Ives concerns about tree removal from a Visitacion Valley Park. (154)

From Henry Belli, urging the City to install fake cameras until funding for the real cameras becomes available to cut down on crime in San Francisco. (155)

From Office of the Governor, thanking the Board for their resolution on California's Coastal Commission funding. (156)

From Elwin Benjamin, regarding the primary goal of the "Assistance to Firefighters Grants" (AFG). (157)

From The Almo Square Neighborhood Association, submitting support for proposed legislation calling for a San Francisco Police Department Foot Patrol Pilot Program in District Five. File 060700, Copy: Each Supervisor (158)

From Recreation and Park Department, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (159)

From State Department of Transportation, submitting information regarding the illegal discharge (or threatened illegal discharge) of hazardous waste, which could cause substantial injury to the public health or safety. (160)

ADJOURNMENT

Legislation Pending Under the "30 Day Rule"

These items may not be heard by Committee until the date in the right hand column.

As Revised

September 7, 2006

Rule 5.40 provides that when an ordinance or resolution is introduced which would create or revise major city policy, the committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply urge action to be taken.

Ordinance amending the Administrative Code to add Chapter 36 to provide procedures and inter-agency cooperation in the preparation and implementation of community improvements, plans and programs as part of the creation of new Area Plans of the General Plan in the Eastern Neighborhoods.	061206	Land Use and Economic Development Committee	Supervisor Maxwell	8/15/06	9/14/06
Ordinance amending the General Plan by amending the height and bulk districts found on "Map 5 - Proposed Height/Bulk Districts," and referred to in Policy 13.1 of the Downtown Area Plan, for the proposed Trinity Plaza Special Use District, which encompasses the real property located at 1167 Market Street, 670 Stevenson Street, 693 Stevenson Street, 1164 Mission Street, and a portion of former Jessie Street between 7th and 8th Streets, by changing the height and bulk classification from 120-X, 150-X and 240-S to 160-X, 180-X and 240-S; adopting environmental findings and findings that the proposed General Plan amendments are consistent with the General Plan and eight Priority Policies of Planning Code Section 101.1.	061213	Land Use and Economic Development Committee	Supervisor Daly	8/15/06	9/14/06

Ordinance amending the Planning Code by amending Sectional Map 1H of the Zoning Map to change the height and bulk classification of the property located at 1167 Market Street, 670 Stevenson Street, 693 Stevenson Street, 1164 Mission Street, and a portion of former Jessie Street between 7th and 8th Streets from height and bulk classifications of 120-X, 150-X and 240-S to 160-X, 180-X and 240-S; amending Sectional Map 1SU of the Zoning Map to add the Trinity Plaza Special Use District; and adopting General Plan, Planning Code Section 101.1, and environmental findings.	061214	Land Use and Economic Development Committee	Supervisor Daly	8/15/06	9/14/06

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

DOCUMENTS DEPT.
SEP 15 2006
SAN FRANCISCO
PUBLIC LIBRARY
09-15-06A08:23 RCVD

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, September 19, 2006 2:00 PM

Regular Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Dufty, Peskin	Wednesday 1:00 PM
City and School District Select Committee Supervisors Ammiano, Maxwell, Ma, Commissioners Chin, Kelly, Wynns	2nd Monday (Bi-monthly) 4:00 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Dufty, Ma	1st and 3rd Monday 1:00 PM
Government Audit and Oversight Committee Supervisors Ammiano, Alioto-Pier, Peskin	2nd and 4th Monday 1:00 PM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Wednesday 1:00 PM
Rules Committee Supervisors Mirkarimi, Elsbernd, Ammiano	Thursday 10:00 AM
Select Committee on Ending Gun and Gang Violence Supervisors Maxwell, Mirkarimi, Ammiano	1st and 3rd Monday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

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Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

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The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 and 2

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

1. 061103 **[Recurring FY 2006-2007 State grant funds to the Department of Public Health from the California Department of Health Services]**
Resolution authorizing the acceptance and expenditure of State grant funds by the San Francisco Department of Public Health (SFDPH) for FY 2006-2007.
(Public Health Department)

Question: Shall this Resolution be ADOPTED?

2. **061104** **[Approval of the Ryan White Comprehensive AIDS Resources Emergency Act grant application]**

Supervisor Dufty

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to submit an application to the Health Resources Services Administration (HRSA) in order to continue to receive funding for the Ryan White Comprehensive AIDS Resources Emergency (CARE) Act grant (Care Title I). The amount of this annual recurring grant for the next grant year (March 1, 2007 to February 28, 2008) is expected to be approximately $28 million. The projected due date of the application is September 28, 2006.
(Public Health Department)

Question: Shall this Resolution be ADOPTED?

*Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:*_____

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Dufty, Ma

3. 060589 **[Liquor License Transfer, 845 Market Street, Space 010]**
Resolution determining that the transfer of a Type 21 off-sale general license from 1001 South Van Ness Avenue to 845 Market Street, basement of the San Francisco Centre, Space 010 to Bristol Farms Inc., will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

8/15/2006, CONTINUED. Continued to September 12, 2006
9/12/2006, CONTINUED. Continued to September 19, 2006
Question: Shall this Resolution be ADOPTED?

Recommendations of the Select Committee on Ending Gun and Gang Violence

Present: Supervisors Maxwell, Mirkarimi

4. 060795 **[Boundaries of Police Department District Stations]**
Supervisor Mirkarimi
Ordinance adopting Section 2A.90 of the San Francisco Administrative Code to require that the boundaries of Police Department district stations be reviewed at least every ten years, to set factors for consideration, and to establish a process for adjusting station boundaries.

8/15/2006, CONTINUED. Continued to September 19, 2006
Question: Shall this Ordinance be PASSED ON FIRST READING?

5. 060700 **[Police Foot Patrols]**
Supervisor Mirkarimi
Ordinance adopting Section 10A.1 of the San Francisco Administrative Code to establish a one-year pilot program requiring foot patrols in crime-impacted areas within the boundaries of Northern and Park Police District Stations, and require reporting and review on the effectiveness of the foot patrols.

8/15/2006, CONTINUED. Continued to September 19, 2006
Question: Shall this Ordinance be PASSED ON FIRST READING?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

6. 061156 **[Setting San Francisco's fiscal year 2006-2007 property tax rate and establishing pass-through rate for residential tenants]**
Ordinance providing revenue and levying property taxes for City and County purposes and establishing pass-through rate for residential tenants pursuant to Chapter 37 of the Administrative Code for the fiscal year ending June 30, 2007.
(Controller)

Question: Shall this Ordinance be PASSED ON FIRST READING?

7. 061157 **[Setting San Francisco Unified School District's fiscal year 2006-2007 property tax rate to be included in the City's overall property tax rate]**
Ordinance providing revenue and levying property taxes for San Francisco Unified School District purposes for the fiscal year ending June 30, 2007.
(Controller)

Question: Shall this Ordinance be PASSED ON FIRST READING?

8. 061158 **[Setting San Francisco Community College District's fiscal year 2006-2007 property tax rate to be included in the City's overall property tax rate]**
Ordinance providing revenue and levying property taxes for San Francisco Community College District purposes for the fiscal year ending June 30, 2007.
(Controller)

Question: Shall this Ordinance be PASSED ON FIRST READING?

9. 061159 **[Setting San Francisco Bay Area Rapid Transit District's fiscal year 2006-2007 property tax rate to be included in the City's overall property tax rate]**
Ordinance providing revenue and levying property taxes for San Francisco Bay Area Rapid Transit District purposes for the fiscal year ending June 30, 2007.
(Controller)

Question: Shall this Ordinance be PASSED ON FIRST READING?

10. 061168 **[FY 2006-2007 California Constitution Appropriations Limit]**
Supervisor Peskin
Resolution establishing the appropriations limit for Fiscal Year 2006-07 pursuant to California Constitution Article XIII B.

Question: Shall this Resolution be ADOPTED?

11. 061207 **[Appropriating $4,295,259 in State Traffic Congestion Relief funds for road maintenance and reconstruction in the Department of Public Works for Fiscal Year 2006-2007]**
Supervisor Elsbernd
Ordinance appropriating $4,295,259 of Fiscal Year 2005-2006 and Fiscal Year 2006-2007 State Traffic Congestion Relief funds for the maintenance and reconstruction of public street and roads in the Department of Public Works for Fiscal Year 2006-2007.
(Fiscal impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

12. 061165 **[Public Employment - Department of Public Health]**
Supervisors Daly, Dufty

Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) reflecting the addition of 4.0 Public Health Nurse positions in the Department of Public Health.
(Fiscal impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

13. 061164 **[Appropriating $394,476 in General Fund Reserve for 4 Public Health Nurses positions in the Department of Public Health for nine months of Fiscal Year 2006-2007]**
Supervisors Daly, Dufty
Ordinance appropriating $276,476 in General Fund Reserve and $118,000 in Medi-Cal Targeted Case Management/Medi-Cal Administration Act revenue to support four Public Health Nurses in the Maternity and Child Health Program at the Department of Public Health for nine months of Fiscal Year 2006-2007.
(Fiscal impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

14. 061169 **[Appropriating $54,807 of Department of Building Inspection Fund Balance for a Human Rights Commission Representative at the Human Rights Commission for Fiscal Year 2006-2007]**
Supervisors Ma, Sandoval, Dufty
Ordinance appropriating $54,807 of Department of Building Inspection Fund Balance to support a Human Rights Commission Representative position at the Human Rights Commission for Fiscal Year 2006-2007 to provide fair housing services to monolingual Spanish speaking clients.

Question: Shall this Ordinance be PASSED ON FIRST READING?

15. 061209 **[Elimination of specified uses of the Tax on Occupancy of Parking Space in Parking Stations]**
Supervisor Daly
Ordinance amending Article 9 of the Business and Tax Regulations Code, the Tax on Occupancy of Parking Space in Parking Stations, to amend Section 615 to eliminate specified uses of collections of the Tax on Occupancy of Parking Space in Parking Stations.

Question: Shall this Ordinance be PASSED ON FIRST READING?

16. 061067 [Extension of Agreement with PRWT Services, Inc.]

Resolution authorizing a two-year extension of the agreement between PRWT Services, Inc. and the City and County of San Francisco.
(Municipal Transportation Agency)
(Fiscal impact.)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

17. 050176 [Amending the Planning Code to make all massage establishments conditional uses]

Supervisors Ma, Maxwell, Sandoval

Ordinance amending Sections 218.1, 710.54, 711.54, 712.54, 713.54, 716.54, 717.54, 718.54, 719.54, 720.54, 721.54, 722.54, 723.54, 724.54, 725.54, 726.54, 727.54, 728.54, 729.54, 730.54, 810.54, 811.54, 812.54, 790.60 and 890.60 of the Planning Code to define massage establishments per Section 1900 of the Health Code, to provide that all massage establishments shall be permitted as conditional uses, to provide that non-incidental massage establishments must first obtain all required permits from the Health Department before seeking a conditional use permit, and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

Supervisor McGoldrick dissented in committee.

6/7/2005, RE-REFERRED to Land Use Committee. Supervisor Sandoval requested to be added as a co-sponsor.

Question: Shall this Ordinance be PASSED ON FIRST READING?

18. 061208 [Interim Zoning Requiring Conditional Use Authorization for Formula Retail Use in Showplace Square/Potrero Hill and Central Waterfront Areas]

Supervisors Maxwell, Sandoval, McGoldrick

Resolution imposing interim zoning controls that require conditional use authorization for the establishment of a formula retail use, including requirements for certain Planning Commission findings and specified public notice, in the Showplace Square/ Potrero Hill and Central Waterfront areas, as specified herein, for a twelve (12) month period and making a determination of consistency with the priority policies of Planning Code Section 101.1.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

19. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

20. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 21 through 33

21. 061271 **[Accept-Expend Grant - Department of the Environment]**
Supervisor Mirkarimi
Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $12,100 from the Columbia Foundation to create an art installation that educates and informs residents about Climate Change and its potential effects on the City and County of San Francisco and provides information on solutions.

9/12/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

22. 061278 [Urging Touro University to reconsider their directive to revoke the charter of a gay and lesbian student group]

Supervisors Ammiano, Dufty

Resolution urging Touro University to reconsider their directive to revoke the charter for the Touro University Gay-Straight Alliance and commending the Touro University's College of Osteopathic Medicine, the Gay and Lesbian Medical Association and the American Medical Student Association for standing together with the Touro University Gay-Straight Alliance to protest Touro University's abolition of the school's several year old Gay-Straight Alliance.

9/12/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

23. 061279 [Grant of Federal Funds - Municipal Transportation Agency]

Supervisor Dufty

Resolution authorizing the Municipal Transportation Agency to accept and expend a grant of $90,000 in federal funds from the Metropolitan Transportation Commission to model and retime traffic signals along Market Street and King St. The Embarcadero.

9/12/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

24. 061280 [Issuance and Sale of Revenue Bonds - San Francisco Waldorf School Association]

Supervisor Elsbernd

Resolution approving the issuance and sale of revenue bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $14,000,000 for the financing and refinancing of the acquisition, construction, renovation, improvements and/or equipping of facilities of San Francisco Waldorf School Association and certain other matters relating thereto.

9/12/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

25. 061281 [Commending The American Foundation for Suicide Prevention's Annual "Out of the Darkness" Community Walk Fundraiser]

Supervisor Elsbernd

Resolution commending The American Foundation for Suicide Prevention's Annual "Out of the Darkness" Community Walk Fundraiser.

9/12/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

26. 061282 [Accept-Expend Private Foundation Grant - Back on Track Program]

Supervisor Maxwell

Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of $25,000 from the Metta Fund Health Foundation for a program entitled "Back on Track" for fiscal year 2006/2007.

9/12/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

27. 061283 **[Accept and Expend Gift-in-Place to the Recreation and Park Department]**
Supervisor Ma
Resolution accepting and expending a second Gift-in-place, valued at up to $850,000 from the Stern Grove Festival Association to the Recreation and Park Department to fund construction of improvements to the north hillside and entry plaza at the Rhoda Goldman Concert Meadow.

9/12/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

28. 061284 **[Accept and Expend gift to the Recreation and Park Department]**
Supervisor Ma
Resolution accepting and expending a monetary gift of $35,000 from the South Sunset Playground Campaign through the Neighborhood Parks Council to the Recreation and Park Department for the replacement of the children's play equipment and new security lighting at South Sunset Playground.

9/12/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

29. 061285 **[Accept and Expend a monetary and in-kind gift to the Recreation and Park Department]**
Supervisor Ma
Resolution accepting and expending a monetary and in-kind gift valued up to $500,000 from the San Francisco Botanical Garden Society to the Recreation and Park Department for the renovation of the primary pedestrian pathways that run throughout the garden.

9/12/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

30. 061286 **[Opposing HR 4761 and HR 4318, relating to offshore oil drilling]**
Supervisor Ma
Resolution urging the federal government to extend the offshore oil and gas leasing moratorium and opposing federal efforts to expand offshore oil drilling, including HR 4761 and HR 4318.

9/12/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

31. 061287 **[Alison Streeter Day]**
Supervisor Peskin
Resolution declaring September 30, 2006, Alison Streeter Day in San Francisco.

9/12/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

32. **061299** **[Final Map - 355 King Street]**
Motion approving Final Map 3620, a 263 Unit Mixed – Use Condominium Project, located at 355 King Street being a subdivision of Lot 6 in Assessors Block No. 8705 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1
(Public Works Department)
(DPW Order No. 176,292; District 6.)

9/12/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

33. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from September 2, 2006 through September 11, 2006, for reference by President to appropriate committee on September 19, 2006.

061297 **[Public Utilities Commission Short-Term Indebtedness]**
Ordinance amending Sections 43.5.1 through 43.5.4, inclusive, of the San Francisco Administrative Code to authorize the Director of Public Finance to designate an alternate, to implement the provisions of Article VIIIB of the Charter and to make other clarifying revisions.
(Public Utilities Commission)

9/11/2006, RECEIVED AND ASSIGNED to Rules Committee.

061298 **[Authorization for the Public Utilities Commission to issue Commercial Paper Notes (Wastewater Series) in an aggregate principal amount not exceeding $150,000,000]**
Ordinance approving the issuance by the Public Utilities Commission of its Commercial Paper Notes (Wastewater Series) in an aggregate principal amount not exceeding $150,000,000 pursuant to Article VIIIB of the City Charter and Article V of Chapter 43 of Part I of the San Francisco Administrative Code, as amended, for the purpose of reconstructing and improving certain capital improvements related to the Wastewater Enterprise; approving the form and authorizing the execution of a credit facility, an issuing and paying agent agreement, one or more dealer agreements, an offering memorandum and other documents relating to such notes; approving the maximum interest rate on such notes; and related matters.
(Public Utilities Commission)

9/11/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061300 **[Settlement of Lawsuits - Tran, Mansour and Le, et al., v. City and County of San Francisco, et al.]**
Ordinance authorizing settlement of the lawsuits filed by Minh Tran, Thuba Tran, Thu Nguyen, Tarek Mansour, Khaled Mansour, Quoc Le, and Cuong Le against the City and County of San Francisco for $1,875,000.00; the lawsuits were filed on April 22, 2004 in San Francisco Superior Court, Case Nos. 430764, 430765 and 430766; entitled Tran, Mansour and Le, et al., v. City and County of San Francisco, et al; other material terms of settlement are Co-defendants to pay $5,565,000.00 and Caltrans to install temporary barriers and permanently fix condition that caused accident.
(City Attorney)

9/12/2006, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from September 2, 2006 through September 11, 2006, for reference by President to appropriate committee on September 19, 2006. None.

061301 **[Petitions and Communications]**

Petitions and Communications received from September 5, 2006 through September 11, 2006 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on September 19, 2006.

From Christian Holmer, regarding public records request from various City departments. 2 letters (1)

From Clerk of the Board, submitting list of City departments and agencies that have submitted their conflict-of-interest code notice: (2)
Office of the City Administrator
Department of Human Services
Department of Environment

From Office of the Sheriff, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors with two exceptions: first, the increased costs associated with operating County Jail No. 5, the replacement for the old San Bruno facility and the second possible exception is an increased prisoner population. (3)

From Department of Elections, certifying that a referendum petition against an ordinance passed by the Board of Supervisors adopting the Redevelopment Plan for the Bayview/Hunters Point Redevelopment Project was received in the office of the Department of Elections on August 31, 2006. (4)

From United Taxicab Workers, submitting opposition to any gate or meter increase in the absence of a health plan. (5)

From Office of the Treasurer, submitting the quarterly report for Bureau of Delinquent Revenue for the period of April 1, 2006 through June 30, 2006. (6)

From Department of Public Health, submitting response to the Moss-Adams report on primary clinic revenue maximization. (7)

From Office of the Controller, submitting report concerning the audit of the franchise and surcharge fees paid by Pacific Gas and Electric Company for the period from January 1, 2003 through December 31, 2005. (8)

From Office of the Controller, submitting report concerning the concession audit of Deli Up Enterprises LLC. (9)

From Kim Koppien, regarding the Board of Supervisors decision not to berth the USS Iowa in San Francisco. (10)

From concerned citizens, submitting support for proposed ordinance establishing a one-year pilot program requiring police foot patrols. File 060700, Copy: Each Supervisor, 2 letters (11)

From Richard May, submitting opposition to the fifty percent increase in greens fees at Harding Golf Park for resident seniors. Copy: Each Supervisor (12)

From Eula Walters, submitting opposition to renaming Ferry Park as Sue Bierman Park. File 061223, Copy: Each Supervisor (13)

From GCA Strategies, submitting report concerning Sutro Tower Public Safety Modifications/KDTV and KGO Antennas. Copy: Each Supervisor (14)

From Office of the Controller, submitting report on revenue maximization opportunities in the Department of Public Health (DPH) Primary Care Clinics, including the response from DPH. (15)

From Elizabeth Russell, concerning renting an apartment at Cathedral Hill Plaza. Copy: Supervisor Mirkarimi (16)

From concerned citizens, regarding solar plug-in hybrid electric vehicles. Copy: Each Supervisor, 2 letters (17)

From concerned citizens, submitting comments against resolution urging Cardinal Levada to withdraw his directive to Catholic Charities forbidding the placement of children in need of adoption with same-sex couples. 3 letters (18)

From Kimo Crossman, submitting request he be notified of the next quarterly Disaster Council meeting and receive an advance copy of the agenda and meeting packet. (19)

From Doris Linnenback, Twin Peaks Improvement Association, appealing the Certificate of Determination of Exemption/Exclusion from Environmental Review, issued by the Planning Department on August 3, 2006 for the proposed project at 1 LaAvanzada Street (Sutro Tower). (20)

From Robert Planthold, regarding the second disability perspective column on MTA's transit effective program to run in the September 12, 2006 edition of www.beyondchron.com. (21)

From Mayor's office of Housing, submitting the Bond Accountability Report for the Seismic Safety Loan Program. (22)

From Department of the Environment, submitting request for release of reserved funds in the amount of $2,000,000 for the Department's small business and multi-family dwelling energy efficient lighting program. (23)

From the Port, submitting the 4th quarter report on the "As-Needed" Professional Services Contracts for fiscal year 2005/06. (24)

From Office of the Controller, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (25)

From H. Belli, commenting on the drug activity in the area of Eddy and Webster Streets. Copy: Supervisor Mirkarimi (26)

From Jarie Bolander, regarding the increase in crime in the North Panhandle area. (27)

From Bill Haskell, submitting his disappointment with the lack of support for the Grandprix of SF bike race and its demise. (28)

From Bob Pasolli, regarding removal of several parking spaces along Market Street near Gough Street. (29)

From Arthur Evans, regarding the recent decision by astronomers to downgrade Pluto to the status of a "dwarf plant." Copy: Each Supervisor (30)

From Kimo Crossman, submitting copy of email received from Allen Grossman relating to AG vs. City Attorney and distribution of public communications. (31)

From Owen Niemann, regarding the plaque that was placed next to a Calif. Pepper Tree to honor a former Cala employee that was killed on his way to work at Cala Market on South Van Ness Avenue (between 24th and 25th Streets). Copy: Supervisor Daly (32)

From Law Offices of Hector Gonzalez, urging all fellow veterans not to buy a single item from JC Penny until JC Penny stops pushing Levi products. (33)

From Ahimsa Sumchai, submitting copy of letter sent to the editor @bayview.com requesting they not interview Supervisor Maxwell until she has received the Sierra Club questionnaire. Copy: Supervisor Maxwell (34)

ADJOURNMENT

Legislation Pending Under the "30 Day Rule"

These items may not be heard by Committee until the date in the right hand column.

As Revised

September 14, 2006

Rule 5.40 provides that when an ordinance or resolution is introduced which would create or revise major city policy, the committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply urge action to be taken.

Ordinance amending Planning Code Section 703.3 to exclude general grocery stores from the definition of formula retail use; and making findings, including environmental findings and findings of consistency with the General Plan and priority policies of the Planning Code Section 101.1.	061260	Land Use and Economic Development Committee	Supervisor Elsbernd	9/12/06	10/12/06
Ordinance amending the Planning Code to add Section 218.2 and to amend Sections 703.2, 803.2, and 803.3 to require conditional use authorization for any project involving the change in use or demolition of a general grocery store; amending Planning Code Section 303 to require specific findings as part of a conditional use authorization for a change in use or demolition of a general grocery store; and making findings, including environmental findings and findings of consistency with the General Plan and priority policies of the Planning Code Section 101.1.	061261	Land Use and Economic Development Committee	Supervisor Elsbernd	9/12/06	10/12/06
Ordinance amending the Administrative Code to add Chapter 36 to provide procedures and inter-agency cooperation in the preparation and implementation of community improvements, plans and programs as part of the creation of new Area Plans of the General Plan	061206	Land Use and Economic Development Committee	Supervisors McGoldrick, Maxwell	8/15/06	9/14/06

in the Eastern Neighborhoods.					
Ordinance amending the General Plan by amending the height and bulk districts found on "Map 5 - Proposed Height/Bulk Districts," and referred to in Policy 13.1 of the Downtown Area Plan, for the proposed Trinity Plaza Special Use District, which encompasses the real property located at 1167 Market Street, 670 Stevenson Street, 693 Stevenson Street, 1164 Mission Street, and a portion of former Jessie Street between 7th and 8th Streets, by changing the height and bulk classification from 120-X, 150-X and 240-S to 160-X, 180-X and 240-S; adopting environmental findings and findings that the proposed General Plan amendments are consistent with the General Plan and eight Priority Policies of Planning Code Section 101.1.	061213	Land Use and Economic Development Committee	Supervisor Daly	8/15/06	9/14/06
Ordinance amending the Planning Code by amending Sectional Map 1H of the Zoning Map to change the height and bulk classification of the property located at 1167 Market Street, 670 Stevenson Street, 693 Stevenson Street, 1164 Mission Street, and a portion of former Jessie Street between 7th and 8th Streets from height and bulk classifications of 120-X, 150-X and 240-S to 160-X, 180-X and 240-S; amending Sectional Map 1SU of the Zoning Map to add the Trinity Plaza Special Use District; and	061214	Land Use and Economic Development Committee	Supervisor Daly	8/15/06	9/14/06

adopting General Plan, Planning Code Section 101 1, and environmental findings					

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, September 26, 2006 2:00 PM

Regular Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Dufty, Peskin	Wednesday 1:00 PM
City and School District Select Committee Supervisors Ammiano, Maxwell, Ma, Commissioners Chin, Kelly, Wynns	2nd Monday (Bi-monthly) 4:00 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Dufty, Ma	1st and 3rd Monday 1:00 PM
Government Audit and Oversight Committee Supervisors Ammiano, Alioto-Pier, Peskin	2nd and 4th Monday 1:00 PM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Wednesday 1:00 PM
Rules Committee Supervisors Mirkarimi, Elsbernd, Ammiano	Thursday 10:00 AM
Select Committee on Ending Gun and Gang Violence Supervisors Maxwell, Mirkarimi, Ammiano	1st and 3rd Monday 10:00 AM

DOCUMENTS DEPT.

SEP 22 2006

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First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices. (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office. Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Board to approve Board Meeting Minutes for August 15, 2006.

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 22

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

1. 061156 **[Setting San Francisco's fiscal year 2006-2007 property tax rate and establishing pass-through rate for residential tenants]**
Ordinance providing revenue and levying property taxes for City and County purposes and establishing pass-through rate for residential tenants pursuant to Chapter 37 of the Administrative Code for the fiscal year ending June 30, 2007.
(Controller)

9/19/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

2. **061157** **[Setting San Francisco Unified School District's fiscal year 2006-2007 property tax rate to be included in the City's overall property tax rate]**

Ordinance providing revenue and levying property taxes for San Francisco Unified School District purposes for the fiscal year ending June 30, 2007.
(Controller)

9/19/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. **061158** **[Setting San Francisco Community College District's fiscal year 2006-2007 property tax rate to be included in the City's overall property tax rate]**

Ordinance providing revenue and levying property taxes for San Francisco Community College District purposes for the fiscal year ending June 30, 2007.
(Controller)

9/19/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. **061159** **[Setting San Francisco Bay Area Rapid Transit District's fiscal year 2006-2007 property tax rate to be included in the City's overall property tax rate]**

Ordinance providing revenue and levying property taxes for San Francisco Bay Area Rapid Transit District purposes for the fiscal year ending June 30, 2007.
(Controller)

9/19/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

5. **061207** **[Appropriating $4,295,259 in State Traffic Congestion Relief funds for road maintenance and reconstruction in the Department of Public Works for Fiscal Year 2006-2007]**

Supervisor Elsbernd

Ordinance appropriating $4,295,259 of Fiscal Year 2005-2006 and Fiscal Year 2006-2007 State Traffic Congestion Relief funds for the maintenance and reconstruction of public street and roads in the Department of Public Works for Fiscal Year 2006-2007.
(Fiscal impact.)

9/19/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

6. 061209 **[Elimination of specified uses of the Tax on Occupancy of Parking Space in Parking Stations]**
Supervisor Daly
Ordinance amending Article 9 of the Business and Tax Regulations Code, the Tax on Occupancy of Parking Space in Parking Stations, to amend Section 615 to eliminate specified uses of collections of the Tax on Occupancy of Parking Space in Parking Stations.

9/19/2006, PASSED ON FIRST READING

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Dufty, Ma

7. 060899 **[Accept-Expend Federal Grant - Mayor's Office of Criminal Justice (MOCJ)]**
Supervisor Maxwell
Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to accept and expend a grant in the amount of $158,000 from the Project Safe Neighborhoods (PSN), Department of Justice (DOJ), Bureau of Justice Assistance (BJA), for the purpose of supporting activities to reduce the gun crime problem and violent activity associated with gun crime in San Francisco.

Question: Shall this Resolution be ADOPTED?

8. 060970 **[Liquor License, 244 Taylor Street]**
Resolution determining that the issuance of a Type 40 (on-sale beer) alcoholic beverage license to Joel Martinez, for The Comedy Station located at 244 Taylor Street, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Question: Shall this Resolution be ADOPTED?

9. 061029 **[Parking Regulations]**
Resolution enacting and rescinding parking regulations at various locations.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Charles J. Brenham Street, west side, between Market and McAllister Streets.
(7/13/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3215.)

Question: Shall this Resolution be ADOPTED?

10. 061115 [Accept and Expend Grant - Sheriff's Department program providing jail diversion opportunities involving integrated mental health services to incarcerated women]

Supervisor Ma

Resolution authorizing the Sheriff's Department to accept and expend a grant in the amount of $397,934 from the Substance Abuse and Mental Health Services Administration for providing jail diversion opportunities involving integrated mental health and substance abuse treatment for incarcerated women.

Question: Shall this Resolution be ADOPTED?

11. 061129 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

RESIDENTIAL PERMIT PARKING AREA "W" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Rhode Island Street, both sides, between 25th and 26th Streets (1400).

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Marina Boulevard, north side, from Laguna Street to 20 feet westerly.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Irving Street, north side, from 9th Avenue to 24 feet easterly (removes one parking meter space).

PARKING METER AREA NO. 3 (1-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - RESCIND
PARKING METER AREA NO. 3 (2-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Eddy Street, both sides, between Franklin Street and Van Ness Avenue (800 block)

1-HOUR PARKING LIMIT, 7 AM TO 6 PM, MONDAY THROUGH SATURDAY - RESCIND
2-HOUR PARKING LIMIT, 7 AM TO 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH
Eddy Street, both sides, between Franklin and Gough Streets (900 block)

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Sickles Avenue, south side, from Alemany Boulevard to 120 feet westerly.

RESIDENTIAL PERMIT PARKING AREA "W" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Bryant Street, both sides, between 20th and 21st Streets (2200 block).
(Parking and Traffic Department)

(6/28/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3222.)

Question: Shall this Resolution be ADOPTED?

12. 061130 **[Traffic Regulations]**
Resolution enacting and rescinding traffic regulations at various streets.

NO TURN ON RED - ESTABLISH
Jordan Avenue, northbound, at California Street and southbound Cherry Street at California Street.

RIGHT LANE MUST TURN RIGHT - RESCIND
Pine Street, westbound, at Kearny Street.

NO LEFT TURN - ESTABLISH
San Bruno Avenue, southbound, the intersection of Arleta Avenue and Bayshore Boulevard.

NO LEFT TURN - ESTABLISH
San Bruno Avenue, northbound, at Silliman Street

BICYCLE LANES - ESTABLISH
Mississippi Street, both sides, between Mariposa and 16th Streets.
(Parking and Traffic Department)
(6/28/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3222.)

Question: Shall this Resolution be ADOPTED?

13. 061219 **[Residential Parking Area "J" on the 100 block of Irving Street, excluding 145 Irving Street]**
Supervisor Mirkarimi
Resolution establishing Residential Parking Area "J" on the 100 block of Irving Street, excluding 145 Irving Street.

Question: Shall this Resolution be ADOPTED?

14. 061268 **[Accept-Expend State Grant - Recreation and Parks Department]**
Supervisor Ma
Resolution authorizing the Recreation and Parks Department to accept and expend a Recreational Trails Program grant in the total amount of $220,000 from the State of California Parks and Recreation Department under the Transportation Equity Act for the 21st Century for the Pine Lake Trail Improvement Project.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

15. 060973 **[Settlement of Lawsuit - Assessment Appeals Board]**
Ordinance authorizing settlement of administrative writ petition filed by the City and County of San Francisco challenging the Assessment Appeals Board's Property Tax Assessment for the Giants' baseball park at China Basin for the 2001/02, 2002/03 and 2003/04 tax years contingent upon approval of roll values by the Assessment Appeals Board and payment of an amount that reflects the reduced roll values, including interest; City filed its writ petition on January 19, 2006 in San Francisco Superior Court, entitled City and County of San Francisco v. Assessment Appeals Board No. 1, Case No. 506010.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Mirkarimi, Elsbernd

16. 061154 **[Settlement of Lawsuit - Stephen N. Farac v. City and County of San Francisco, et al.]**
Ordinance authorizing settlement of the matter of Stephen Farac v. City and County of San Francisco for $50,000. The lawsuit was filed on April 28, 2005, in San Francisco Superior Court, Case No. 440-820; entitled Stephen N. Farac v. City and County of San Francisco, and Does 1 Through 20, Inclusive.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

17. 061171 **[Settlement of Lawsuit - Department of Fair Employment and Housing v. City and County of San Francisco, et al]**
Ordinance authorizing settlement of the lawsuit filed by Department of Fair Employment and Housing on behalf of Real Party in Interest Angela Martin against the City and County of San Francisco for $160,000.00; the lawsuit was filed on August 4, 2005, in San Francisco Superior Court, Case No. 443742; entitled Department of Fair Employment and Housing v. City and County of San Francisco. et al.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

18. 061228 **[Settlement of Lawsuit - John and Judith Bovio, et al., v. City and County of San Francisco, et al]**
Ordinance authorizing settlement of the lawsuit filed by John and Judith Bovio against the City and County of San Francisco for $85,000; the lawsuit was filed on December 8, 2004 in San Francisco Superior Court, Case No. 436-946; entitled John and Judith Bovio, et al., v. City and County of San Francisco, et al.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

19. 061247 **[Appointment - Pedestrian Safety Advisory Committee]**

Resolution appointing Dan Brook, term ending March 28, 2007, and David Canevari, term ending March 28, 2008, to the Pedestrian Safety Advisory Committee.

Dan Brook, succeeding Aileen Carrigan, resigned, seat 10, must represent the public at-large, for the unexpired portion of a two-year term ending March 28, 2007.
Brian Canevari, succeeding Anwar Mai, term expired, seat 11, must represent the public at-large, for the unexpired portion of a two-year term ending March 28, 2008.

Question: Shall this Resolution be ADOPTED?

20. 061248 **[Appointment - Veterans Affairs Commission]**

Resolution appointing James Guglielmoni, term ending January 31, 2010, to the Veterans Affairs Commission.

James Guglielmoni, succeeding Brian Zweir, term expired, seat 10, must be an at-large appointment, for the unexpired portion of a four-year term ending January 31, 2010.

Question: Shall this Resolution be ADOPTED?

21. 061249 **[Appointment - San Francisco Health Authority]**

Resolution appointing Gene Marie O'Connell, John Gressman, Randall Low, Dale Butler, Tracey Faulkner, Steve Fields, and Sharon Kotabe, terms ending January 15, 2009, to the San Francisco Health Authority; residency requirement waived.

Gene Marie O'Connell, succeeding herself, term expired, seat 3, must be senior manager of San Francisco General Hospital, for the unexpired portion of a three-year term ending January 15, 2009.
John Gressman, succeeding himself, term expired, seat 5, must be an employee in the senior management of either private nonprofit community clinics or a community clinic consortium, nominated by the SF Community Clinic Consortium, or any successor organization, for the unexpired portion of a three-year term ending January 15, 2009.
Randall Low, succeeding himself, term expired, seat 7, must be physician, and nominee of SF Medical Society, or any successor organization, for the unexpired portion of a three-year term ending January 15, 2009.
Dale Butler, succeeding himself, term expired, seat 9, must be nominee of San Francisco Labor Council or any successor organization, for the unexpired portion of a three-year term ending January 15, 2009.
Tracey Faulkner, succeeding herself, term expired, seat 11, must be a nominee of Health Authority Beneficiary Advisory Committee, at least one of whom shall at the time of appointment and during the person's term be a Medi-Cal beneficiary, for the unexpired portion of a three-year term ending January 15, 2009.
Steve Fields, succeeding himself, term expired, seat 12, must be a person knowledgeable in matters relating to either traditional safety net providers, health care organizations, the Medi-Cal program, or the activities of the health authority, nominated by the program committee of the health committee, for the unexpired portion of a three-year term ending January 15, 2009.
Sharon Kotabe, succeeding Stuart Heard, term expired, seat 14, must be nominee of San Francisco Pharmacy Leadership Group, or any successor organization, for the unexpired portion of a three-year term ending January 15, 2009.

Question: Shall this Resolution be ADOPTED?

Recommendation of the Select Committee on Ending Gun and Gang Violence

Present: Maxwell, Mirkarimi, Ammiano

22. 060795 [Boundaries of Police Department District Stations]
Supervisor Mirkarimi
Ordinance adopting Section 2A.90 of the San Francisco Administrative Code to require that the boundaries of Police Department district stations be reviewed at least every ten years, to set factors for consideration, and to establish a process for adjusting station boundaries.

8/15/2006, CONTINUED. Continued to September 19, 2006
9/19/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

*Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:*_____

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

23. 061164 **[Appropriating $394,476 for four Public Health Nurses in the Department of Public Health for nine months of Fiscal Year 2006-2007]**
Supervisors Daly, Dufty, Ammiano, Mirkarimi
Ordinance appropriating $276,476 in General Fund Reserve and $118,000 in Medi-Cal Targeted Case Management/Medi-Cal Administration Act revenue to support four Public Health Nurses in the Maternity and Child Health Program at the Department of Public Health for nine months of Fiscal Year 2006-2007.
(Fiscal impact.)

9/19/2006, AMENDED. Supervisor Elsbernd, seconded by Supervisor Daly, moved to amend "by requiring a monthly report be provided to the Board of Supervisors on the status of the filling of 26 vacant positions in the Deparment."
Motion to amend was carried without objection.

Supervisors Ammiano and Mirkarimi requested to be added as co-sponsors
9/19/2006, PASSED ON FIRST READING AS AMENDED.
Question: Shall this Ordinance be FINALLY PASSED?

24. 061165 **[Public Employment - Department of Public Health]**
Supervisors Daly, Dufty, Ammiano

Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) reflecting the addition of 4.0 Public Health Nurse positions in the Department of Public Health.
(Fiscal impact.)

9/19/2006, PASSED ON FIRST READING. Supervisor Ammiano requested to be added as a co-sponsor.
Question: Shall this Ordinance be FINALLY PASSED?

25. 061169 **[Appropriating $54,807 of General Fund Reserve for a Human Rights Commission Representative at the Human Rights Commission for Fiscal Year 2006-2007]**
Supervisors Ma, Sandoval, Dufty
Ordinance appropriating $54,807 of General Fund Reserve Fund Balance to support a Human Rights Commission Representative position at the Human Rights Commission for Fiscal Year 2006-2007 to provide fair housing services to monolingual Spanish speaking clients.

9/19/2006, AMENDED. Amended by changing the funding source to the General Fund.
9/19/2006, PASSED ON FIRST READING AS AMENDED.
Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

26. 061030 [Regulating Street Artists - Compensation of Advisory Committee]

Ordinance amending Article 24 of the San Francisco Police Code by amending Section 2402 to allow members of the Advisory Committee of Street Artists and Craftmen Examiners to be reimbursed for their reasonable travel expenses traveling to and from Committee meetings, Street Artist screenings, and other Advisory Committee activities.
(Arts Commission)
(Supervisor Daly dissented in committee)

Question: Shall this Ordinance be PASSED ON FIRST READING?

27. 061272 [Sale of City Property - 425 Mason Street]

Supervisor Peskin

Ordinance ordering the sale at public auction of City-owned property located at 425 Mason Street; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the sale is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing other actions in furtherance of this ordinance.

Question: Shall this Ordinance be PASSED ON FIRST READING?

28. 061170 [Authorizing the Department of Telecommunications and Information Services to amend an agreement with International Business Machines Corporation to extend the term of the agreement to twelve years]

Resolution authorizing the Department of Telecommunications and Information Services to retroactively enter into the Second Amendment of an agreement between the City and County of San Francisco ("City") and International Business Machines Corporation ("IBM") to extend the term of the agreement to twelve years.
(Telecommunications and Information Services)

Question: Shall this Resolution be ADOPTED?

29. 061225 [Disposition and Development Agreement and Ground Lease for the Old Mint]

Supervisors Peskin, Dufty

Resolution approving and authorizing a disposition and development agreement and lease for the rehabilitation and use of the Old Mint by the San Francisco Museum and Historical Society; approving the Negative Declaration; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the transactions contemplated are consistent with the City's General Plan and Eight Priority Policies of City's Planning Code; and authorizing the City Administrator, or designee, to execute documents, make certain modifications and take certain actions in furtherance of this resolution.

Question: Shall this Resolution be ADOPTED?

30. 061264 **[Multifamily Housing Revenue Bonds - 650 Eddy Street (Arnett Watson Apartments)]**
Mayor, Supervisor Daly
Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing (the "Director") to submit an application and related documents to the California Debt Limit Allocations Committee ("CDLAC") to permit the issuance of qualified mortgage revenue bonds in an aggregate principal amount not to exceed $19,500,000 for 650 Eddy Street (Arnett Watson Apartments); authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $97,500 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the qualified mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of mortgage revenue bonds by the City in an aggregate principal amount not to exceed $19,500,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the Application (as defined herein).

Question: Shall this Resolution be ADOPTED?

31. 061277 **[Open Space Fund Lease Revenue Bond Disclosure]**
Resolution approving the form and authorizing the distribution of preliminary official statements relating to the issuance of lease revenue bonds payable from the Park, Recreation and Open Space Fund and authorizing the preparation, execution and delivery of final official statements; ratifying the approvals and terms and conditions of a previous ordinance; and related matters.

Question: Shall this Resolution be ADOPTED?

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Dufty, Ma

32. 061128 **[Updating speed limit provisions on King Street and on the Embarcadero]**
Ordinance amending Section 175.20 of the Traffic Code, governing the speed limit on a portion of The Embarcadero, to reflect that the Embarcadero terminates at King Street, and amending Section 176.39 of the Traffic Code to extend the speed limit change on King Street from 5th Street to The Embarcadero.
(Municipal Transportation Agency)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Ammiano, Peskin

33. 061116 **[Department of Emergency Management; Divisions of Emergency Communications and of Emergency Services; qualifications for Director and Deputy Directors]**
Supervisor Alioto-Pier
Ordinance amending the San Francisco Administrative Code, by amending Section 2A.200, to re-name the "Department of Emergency Communications" as the "Department of Emergency Management," establish Divisions of Emergency Communications and of Emergency Services within the Department, and set qualifications for the Director and Deputy Directors, and by amending Section 7.7, to substitute the Director of the Department of Emergency Management for the Director of Emergency Services.

8/8/2006, SUBSTITUTED. Supervisor Alioto-Pier submitted a substitute ordinance bearing same title.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

34. 061032 **[Mission Bay North Commons at Park P17 Improvements]**
Ordinance designating a portion of State Trust Parcel adjacent to Park P17 for public right-of-way purposes; approving a map showing such areas and declaring such areas to be open public right-of-way; naming the new right-of-way Terry A. Francois Boulevard; designating street grades, sidewalk widths, and street parking restrictions; accepting the irrevocable offer for the acquisition facilities; designating said facilities to public use and accepting for maintenance and liability purposes, subject to specified limitations; adopting environmental findings and findings that such actions are consistent with the City's General Plan, eight priority policy findings of City Planning Code section 101.1, and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 176,148 and authorizing official acts in connection with this Ordinance.
(Public Works Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

35. 061033 **[Mission Bay - Parks NP1 & NP2 Improvements]**
Ordinance designating a portion of State Trust Parcel 1 lying next to Channel for public open space and park purposes; naming the new park "Mission Creek Park"; accepting the irrevocable offer for the acquisition facilities; designating said facilities to public open space and park purposes and accepting for maintenance responsibilities and liability purposes; adopting findings that such actions are consistent with the City's General Plan, priority policy findings of City Planning Code section 101.1, and the Mission Bay North Redevelopment Plan; accepting Department of Public Works Order No. 176,149 and authorizing official acts in connection with this Ordinance.
(Public Works Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

36. 061183 **[Landlord passthrough to residential tenants, 50% of property tax increase for general obligation bonds; Controller's explanation of proposed bonds; passthroughs authorized in CCSF bonds; passthroughs for School and Community College District bonds]**

Supervisors Ammiano, Alioto-Pier, Elsbernd, Dufty, McGoldrick, Ma, Maxwell

Ordinance: (1) amending the San Francisco Municipal Elections Code by amending Section 520, to require that the Controller's financial analysis for a general obligation bond proposal include an explanation of the 50-percent passthrough of the change in a landlord's property tax under the proposed bond measure; (2) amending the San Francisco administrative Code by adding Section 2.40, to require that a proposal for bonded indebtedness of the City and county of San Francisco include a provision authorizing the 50-percent passthrough of the change in a landlord's property tax provided in Administrative Code Section 37.3(a)(6); and, (3) amending San Francisco Administrative Code Chapter 37 "Residential Rent Stabilization and Arbitration Ordinance" by amending Sections 37.2(q) and 37.3 (a)(6) to provide that landlords may pass through to tenants 50-percent of the change in the landlord's property tax resulting from the repayment of San Francisco Unified School District or San Francisco Community College District general obligation bonds approved by the voters after November 1, 2006.

Question: Shall this Ordinance be PASSED ON FIRST READING?

37. 061069 **[Planning Code—Use of Public Sidewalk Space by Nonconforming Uses]**

Supervisor Mirkarimi

Ordinance amending the San Francisco Planning Code by amending Sections 186 and 186.1 to allow certain nonconforming uses to occupy public sidewalk space with tables and chairs, when otherwise permitted; and making findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

Question: Shall this Ordinance be PASSED ON FIRST READING?

38. 061212 **[Board of Appeals: Legal Representation for Planning and Building Departments]**

Supervisor McGoldrick

Ordinance amending the San Francisco Business and Tax Regulations Code by adding Section 11(a) to establish a procedure for the City Attorney to provide legal representation for staff of the Planning Department and Department of Building Inspection appearing at hearings of the Board of Appeals with respect to certain matters.

Question: Shall this Ordinance be PASSED ON FIRST READING?

39. 061077 **[Rent Ordinance: Evictions involving school-age children; Findings]**

Supervisor McGoldrick

Ordinance amending the Residential Rent Stabilization and Arbitration Ordinance (Administrative Code Chapter 37) by amending Section 37.6(j) to identify and report data on evictions involving school-age children, include data on evictions during the school term; Findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

40. 061076 [Urging SFUSD to track student mobility caused by residential evictions and report its findings, in an effort to help ameliorate the potential negative effects on students' school performance.]
Supervisor McGoldrick
Resolution urging the San Francisco Unified School District to track student mobility caused by residential evictions, and to report its findings to the Board of Supervisors so that the Board can consider possible legislative measures to help address the negative effects on students' school performance.

Question: Shall this Resolution be ADOPTED?

Recommendation of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

41. 061246 [Appointment - Mental Health Board]
Resolution appointing Supervisor Fiona Ma, term ending January 31, 2007, to the Mental Health Board.
Fiona Ma, succeeding Bevan Dufty, resigned, seat 17, must be a member of the Board of Supervisors, for the unexpired portion of a two-year term ending January 31, 2007.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following items will be considered by the Rules Committee at a Regular Meeting on Thursday, September 21, 2006 at 10:00 a.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, September 26, 2006.

42. 061227 [Settlement of Lawsuit - CCSF, et al. v. Kam Kong Tang and Kai Yuen Ng]
Ordinance authorizing the settlement of a lawsuit filed by the City and County of San Francisco against Kam Kong Tang and Kai Yuen Ng, former part owners of the King Tin Restaurant, for $85,000.00; the lawsuit was filed on August 3, 2005 for violation of the City's Minimum Wage Ordinance, in San Francisco Superior Court, Case No. 433685, entitled City and County of San Francisco, et al. v. Kam Kong Tang and Kai Yuen Ng.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

43. 061300 **[Settlement of Lawsuits - Tran, Mansour and Le, et al., v. City and County of San Francisco, et al.]**

Ordinance authorizing settlement of the lawsuits filed by Minh Tran, Thuba Tran, Thu Nguyen, Tarek Mansour, Khaled Mansour, Quoc Le, and Cuong Le against the City and County of San Francisco for $1,875,000.00; the lawsuits were filed on April 22, 2004 in San Francisco Superior Court, Case Nos. 430764, 430765 and 430766; entitled Tran, Mansour and Le, et al., v. City and County of San Francisco, et al; other material terms of settlement are Co-defendants to pay $5,565,000.00 and Caltrans to install temporary barriers and permanently fix condition that caused accident.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

44. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

45. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 46 through 58

46. 061310 **[Committee of the Whole - October 3, 2006 at 3:00 p.m. - Formation of a community facilities district in connection with the Mint Plaza Area]**

Supervisor Daly

Motion to sit as a Committee of the Whole on October 3, 2006 at 3:00 p.m. to accept public testimony regarding the potential recommendation for approval of the formation of a community facilities district and the issuance of revenue bonds by the ABAG Finance Authority For Nonprofit Corporations related to the Mint Plaza Area.

9/19/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

47. 061305 **[Contract funds to support research on HIV/AIDS in under-researched populations]**
Supervisor Ammiano
Resolution authorizing the San Francisco Department of Public Health (SFDPH), to retroactively enter into a continuation agreement with the San Mateo Medical Center (SMMC), the primary contractor, and expend funds in the amount of $110,374 to establish an HIV/AIDS Research Center in the Bay Area and approval of a sole source contract with the University of California, San Francisco (UCSF), Department of Infectious Diseases in the amount of $53,760 for the period of July 1, 2006 to June 30, 2007.

9/19/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

48. 061316 **[Urging the restoration of cuts to the US Department of Housing and Urban Development]**
Mayor, Supervisor Ammiano
Resolution urging the United States Congress to restore cuts in the budget of the United States Department of Housing and Urban Development.

9/19/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

49. 061317 **[Supporting Proposition 1D]**
Supervisor Ammiano
Resolution supporting Proposition 1D on the November 7, 2006 ballot.

9/19/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

50. 061318 **[Celebrating the 100th Anniversary of Japantown in the Western Addition]**
Supervisor Mirkarimi
Resolution celebrating the 100th Anniversary of Japantown in the Western Addition.

9/19/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

51. 061319 **[Commending the United Nations' Declaration of September 21st as the International Day of Peace]**
Supervisor Mirkarimi
Resolution commending the United Nations' Declaration of September 21st International Day of Peace and calling for all San Franciscans to work for peace both at home and abroad.

9/19/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

52. 061321 **[Support for efforts to launch private, nonprofit anonymous crime information program in San Francisco]**

Supervisors Maxwell, Alioto-Pier

Resolution supporting the efforts of the First Responder Foundation in its plans to develop and launch a private, nonprofit anonymous crime information program in San Francisco.

9/19/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

53. 061322 **[Commending Congregation Beth Sholom and declaring September 10, 2006 "Congregation Beth Sholom Day" in San Francisco]**

Supervisor McGoldrick

Resolution commending Congregation Beth Sholom and declaring September 10, 2006 "Congregation Beth Sholom Day" in San Francisco.

9/19/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

54. 061323 **[Supporting Lieutenant Ehren Watada's public statements expressing legal and moral objections to the war in Iraq and urging the end to court martial proceedings against him]**

Supervisor McGoldrick

Resolution supporting Lieutenant Ehren Watada's public statements expressing legal and moral objections to the war in Iraq and urging the end to court martial proceedings against him.

9/19/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

55. 061324 **[Commending Barbara Reilly]**

Supervisor Peskin

Resolution commending Barbara Reilly on the occasion of her retirement from the Office of the Clerk of the Board of Supervisors after 39 years of service to the City and County of San Francisco.

9/19/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

56. 061325 **[Accept-expend State Grant Funds available under the Department of Homeland Security, Federal Emergency Management Agency for Fiscal Year 2005 Pre-disaster Mitigation Grant Program to fund the Moscone Recreation Center Project]**

Supervisor Alioto-Pier

Resolution authorizing the San Francisco Recreation and Parks Department to accept and expend a grant in the amount of $2,067,176 in FY 2005 Pre-Disaster Mitigation Funds from the Federal Emergency Management Agency, administered by the California Office of Emergency Services, for seismic improvements to the Moscone Recreation Center Pre-Disaster Mitigation Project.

9/19/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

57. 061326 **[Declaring September 2006 as Reentry Month]**
Supervisor Mirkarimi
Resolution declaring the month of September 2006 as Reentry month in the City and County of San Francisco.

9/19/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

58. 061291 **[Final Map - 548 Brannan Street]**
Motion approving Final Map 2575, a 34 Unit Live Work Condominium Project, located at 548 Brannan Street being a subdivision of Lot 41 in Assessors Block No. 3777 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,308; District 6.)

9/13/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

59. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from September 12, 2006 through September 18, 2006, for reference by President to appropriate committee on September 26, 2006. None.

PROPOSED RESOLUTIONS

Proposed resolutions received from September 12, 2006 through September 18, 2006, for reference by President to appropriate committee on September 26, 2006.

061289 **[Gift - Private - Department of Public Health, Laguna Honda Hospital & Rehabilitation Center]**
Resolution authorizing the San Francisco Department of Public Health (SFDPH), Laguna Honda Hospital & Rehabilitation Center (LHH) to accept and expend a monetary gift donation to Laguna Honda Hospital in the amount of $50,000 from the Mildred Oliva Trust, through Shirley A. Reece, Trustee, for the exclusive benefit of the residents of the LHH Hospice Unit.
(Public Health Department)

9/14/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061290 **[Gift of Equipment to Fire Department]**
Resolution accepting a gift of equipment to the Fire Department from the Fireman's Fund Insurance Company as follows: (1) an ambulance simulator and a training mannequin, with a combined value of approximately $37,200; and (2) equipment for the Fire Boat valued at approximately $10,000.

9/13/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061343 **[Confirmation of Mayor's Appointment - Port Commission]**
Mayor
Resolution confirming the appointment of Rodney Fong to the San Francisco Port Commission, term ending May 1, 2010.

9/19/2006, RECEIVED AND ASSIGNED to Rules Committee. Sponsor requests that the item be heard on October 5, 2006 meeting.

061344 **[Confirmation of Mayor's Appointment - Treasure Island Development Authority]**
Mayor
Resolution confirming the appointment of Owen Stephens to the Treasure Island Development Authority Board of Directors, term ending April 28, 2010.

9/19/2006, RECEIVED AND ASSIGNED to Rules Committee. Sponsor requests that the item be heard on September 28, 2006 meeting.

061345 **[Confirmation of Mayor's Reappointment - Treasure Island Development Authority]**
Mayor
Resolution confirming the reappointment of Claudine Cheng to the Treasure Island Development Authority Board of Directors, term ending April 28, 2010.

9/19/2006, RECEIVED AND ASSIGNED to Rules Committee. Sponsor requests that the item be heard on September 28, 2006 meeting.

061348 [Petitions and Communiocations]

Petitions and Communications received from September 12, 2006 through September 18, 2006 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on September 26, 2006.

From Department of Parking and Traffic, submitting spreadsheet of completed Board of Supervisor's inquiries for graffiti removal that were handled by the Department of Parking and Traffic Paint Shop. (1)

From Civil Service Commission, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (2)

From Asian Art Museum, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors, however funding provided does not fully fund all budgeted Security positions required for our operations. (3)

From Department of Human Resources, submitting an amendment to the Annual Salary Ordinance for the Office of the Treasurer and Tax Collector to implement the Parking Tax Enforcement Program. (4)

From Supervisor Daly, submitting support for extending the scope of proposed legislation regarding Police Foot Patrol to include areas within the Tenderloin Police Station service area boundary. File 060700, Copy: Each Supervisor (5)

From Office of the Treasurer and Tax Collector, submitting the Cash difference and Overage Fund balance and activities reported for the period ending August 31, 2006. (6)

From Southeast Community Facilities Commission, submitting annual statement of purpose and annual report for July 1, 2005 through June 30, 3006 as required by the San Francisco Sunshine Ordinance. (7)

From Human Services Agency, submitting request for waiver of Administrative Code Chapters 12B and 12C for Walgreens Pharmacy. (8)

From Ethics Commission, submitting amendments to the regulations on investigations and enforcement proceedings. Copy: Each Supervisor (9)

From Office of the Treasurer and Tax Collector, submitting request for release of reserved funds in the amount of $125,000 for implementation of the Revenue Control Equipment legislation. (10)

From Juvenile Probation Department, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (11)

From California Academy of Sciences, certifying that the funding provided in the budget for fiscal year 2006-07 is not adequate for the department to meet service levels as proposed to the Board of Supervisors. (12)

From Local Homeless Coordinating Board, submitting the Semiannual report for the Local Homeless Coordinating Board. Copy: Each Supervisor (13)

From Eula Walters, submitting opposition to renaming Ferry Park as Sue Bierman Park. File 061223, Copy: Each Supervisor (14)

From Department of Building Inspection, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors (15)

From Municipal Transportation Agency, submitting request for waiver of Administrative Code Chapters 12B and 12C for Hicklin Engineering LC dba Superflow Technologies Group. (16)

From Christian Holmes, regarding public records request from various City departments. 3 letters (17)

From Department of Elections, certifying that signatures on the "Referendum Petition against an Ordinance passed by the Board of Supervisors adopting the Redevelopment Plan for the Bayview/Hunters Point Redevelopment Project" did contain the sufficient amount of valid signatures. File 060343 (18)

From Public Utilities Commission, regarding removing graffiti from various locations in District 5. (Reference No. 20060801-006) Copy: Each Supervisor (19)

Number not used. (20)

From Evelyn Adenau, regarding receiving a parking ticket for parking in the wrong direction on Arbor Street. Copy: Supervisor Dufty (21)

From concerned citizens, regarding the benefits of the "Remote Infrared Audible Signage system" through he Federal Transit Administration's Model Accessibility Project. 3 letters (22)

From Marc Parsley, submitting concern that a potential lawsuit may come from allowing medical marijuana dispensaries to operate in San Francisco, while being against the law. Copy: Each Supervisor (23)

From Adam Wade, regarding the parking ticket he received while getting change for the meter at a fast food restaurant three feet away. Copy: Department of Parking and Traffic (24)

From Janie Collins, submitting complaint against the Sanctuary Shelter for searching his bed and drawer without his permission. Copy: Supervisor Daly (25)

From Robert Planthold, regarding the second disability perspective column on MTA's transit effective program to run in the September 12, 2006 edition of www.beyondchron.com. (26)

From Lolmisha, submitting opposition to proposal to close the McMillan Drop-In Center. (27)

From Christian Holmer, submitting list of the Mayor's scheduled meetings for July 24, 2006 through August 10, 2006. (28)

From David Dempsey, commenting on the City Attorney and the quality of life in San Francisco. (29)

From Department of Parking and Traffic, regarding the feasibility of extending the yellow and red light intervals at Fell Street and Octavia Boulevard. (Reference No. 20060131-009) Copy: Supervisor Mirkarimi (30)

From Robert Planthold, regarding the third disability perspective column on MTA's transit effective program to run in the September 18, 2006 edition of www.beyondchron.com. (31)

From David Tornheim, regarding the Department of Public Work's Building Façade and Sidewalk "Beautification" Pilot Program. File 061201, Copy: City Operations and Neighborhood Services Committee members (32)

From Ethics Commission, submitting bylaw changes to the Ethics Commission policy. (33)

From Office of the Treasurer, submitting activity (for fiscal year to date) of the portfolios under Treasurer's management. (34)

From Recreation and Park Department, submitting report for the 4th quarter of fiscal year 2005-06 in response to the requirements of Resolution 157-99 Lead Poisoning Prevention. (35)

From Mayor's Office of Economic and Workforce Development, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board of Supervisors. (36)

From concerned citizens, submitting support for an independently managed Community Choice Energy project that will run San Francisco on 50% renewable energy sources within the next decade. 2 letters (37)

From William Foster, submitting letter of protest concerning parking citation number PD15846703. (38)

From Ahimsa Sumchai, regarding appeal of final environmental impact report for Bayview/Hunters Point Redevelopment Plan and Zoning. Copy: Each Supervisor, 2 letters (39)

From Todd Parker, commenting on the need to improve public transit in San Francisco. (40)

From Bonnie Weinstein, commenting on the police denying permits for a September 16, 2006 amnesty for all rally. (41)

From Karl Beckenridge, submitting support for "Jimmy's Old Car Picnic" in Golden Gate Park. Copy: Each Supervisor (42)

From Kimo Crossman, submitting comments for the LAFCO meeting (9/22) regarding WiFi contracts. (43)

From Kimo Crossman, commenting on inappropriate summaries of communications to the Board of Supervisors by the Clerk of the Board. 2 letters (44)

ADJOURNMENT

Legislation Pending Under the "30 Day Rule"

These items may not be heard by Committee until the date in the right hand column.

As Revised

September 21, 2006

Rule 5.40 provides that when an ordinance or resolution is introduced which would create or revise major city policy, the committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply urge action to be taken.

Ordinance amending Administrative Code Chapter 31 to provide for appeals to the Board of Supervisors of environmental documents and determinations under the California Environmental Quality Act, and providing public notice of such determinations and environmental documents.	061311	~~Rules Committee~~ Land Use and Economic Development	Supervisor Ma	9/19/06	10/19/06
Ordinance amending Planning Code Section 703.3 to exclude general grocery stores from the definition of formula retail use; and making findings, including environmental findings and findings of consistency with the General Plan and priority policies of the Planning Code Section 101.1.	061260	Land Use and Economic Development Committee	Supervisor Elsbernd	9/12/06	10/12/06
Ordinance amending the Planning Code to add Section 218.2 and to amend Sections 703.2, 803.2, and 803.3 to require conditional use authorization for any project involving the change in use or demolition of a general grocery store; amending Planning Code Section 303 to require specific findings as part of a conditional use authorization for a change in use or demolition of a general grocery store; and making findings, including environmental findings and findings of consistency with the General Plan and priority policies of the	061261	Land Use and Economic Development Committee	Supervisor Elsbernd	9/12/06	10/12/06

Planning Code Section 101.1.					
Ordinance amending the Administrative Code to add Chapter 36 to provide procedures and inter-agency cooperation in the preparation and implementation of community improvements, plans and programs as part of the creation of new Area Plans of the General Plan in the Eastern Neighborhoods.	061206	Land Use and Economic Development Committee	Supervisors McGoldrick, Maxwell	8/15/06	9/14/06
Ordinance amending the General Plan by amending the height and bulk districts found on "Map 5 - Proposed Height/Bulk Districts," and referred to in Policy 13.1 of the Downtown Area Plan, for the proposed Trinity Plaza Special Use District, which encompasses the real property located at 1167 Market Street, 670 Stevenson Street, 693 Stevenson Street, 1164 Mission Street, and a portion of former Jessie Street between 7th and 8th Streets, by changing the height and bulk classification from 120-X, 150-X and 240-S to 160-X, 180-X and 240-S; adopting environmental findings and findings that the proposed General Plan amendments are consistent with the General Plan and eight Priority Policies of Planning Code Section 101.1.	061213	Land Use and Economic Development Committee	Supervisor Daly	8/15/06	9/14/06
Ordinance amending the Planning Code by amending Sectional Map 1H of the Zoning Map to change the height and bulk classification of the property located at 1167	061214	Land Use and Economic Development Committee	Supervisor Daly	8/15/06	9/14/06

Market Street, 670 Stevenson Street, 693 Stevenson Street, 1164 Mission Street, and a portion of former Jessie Street between 7th and 8th Streets from height and bulk classifications of 120-X, 150-X and 240-S to 160-X, 180-X and 240-S; amending Sectional Map 1SU of the Zoning Map to add the Trinity Plaza Special Use District; and adopting General Plan, Planning Code Section 101.1, and environmental findings.					

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

DOCUMENTS DEPT.
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Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, October 3, 2006 2:00 PM

Regular

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Dufty, Peskin	Wednesday 1:00 PM
City and School District Select Committee Supervisors Ammiano, Maxwell, Ma, Commissioners Chin, Kelly, Wynns	2nd Monday (Bi-monthly) 4:00 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Dufty, Ma	1st and 3rd Monday 1:00 PM
Government Audit and Oversight Committee Supervisors Ammiano, Alioto-Pier, Peskin	2nd and 4th Monday 1:00 PM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Wednesday 1:00 PM
Rules Committee Supervisors Mirkarimi, Elsbernd, Ammiano	Thursday 10:00 AM
Select Committee on Ending Gun and Gang Violence Supervisors Maxwell, Mirkarimi, Ammiano	1st and 3rd Monday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Board to approve Board Meeting Minutes for September 12, 2006.

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 17

Recommendation of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

1. 061272 **[Sale of City Property - 425 Mason Street]**
Supervisor Peskin
Ordinance ordering the sale at public auction of City-owned property located at 425 Mason Street; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the sale is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing other actions in furtherance of this ordinance.

9/26/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Dufty, Ma

2. **061128** **[Updating speed limit provisions on King Street and on the Embarcadero]**
Ordinance amending Section 175.20 of the Traffic Code, governing the speed limit on a portion of The Embarcadero, to reflect that the Embarcadero terminates at King Street, and amending Section 176.39 of the Traffic Code to extend the speed limit change on King Street from 5th Street to The Embarcadero.
(Municipal Transportation Agency)

9/26/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Ammiano, Peskin

3. **061116** **[Department of Emergency Management; Divisions of Emergency Communications and of Emergency Services; qualifications for Director and Deputy Directors]**
Supervisors Alioto-Pier, Peskin
Ordinance amending the San Francisco Administrative Code, by amending Section 2A.200, to re-name the "Department of Emergency Communications" as the "Department of Emergency Management," establish Divisions of Emergency Communications and of Emergency Services within the Department, and set qualifications for the Director and Deputy Directors, and by amending Section 7.7, to substitute the Director of the Department of Emergency Management for the Director of Emergency Services.

8/8/2006, SUBSTITUTED. Supervisor Alioto-Pier submitted a substitute ordinance bearing same title.

9/26/2006, PASSED ON FIRST READING. Supervisor Peskin requested to be added as a co-sponsor.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

4. **061032** **[Mission Bay North Commons at Park P17 Improvements]**
Supervisor Daly
Ordinance designating a portion of State Trust Parcel adjacent to Park P17 for public right-of-way purposes; approving a map showing such areas and declaring such areas to be open public right-of-way; naming the new right-of-way Terry A. Francois Boulevard; designating street grades, sidewalk widths, and street parking restrictions; accepting the irrevocable offer for the acquisition facilities; designating said facilities to public use and accepting for maintenance and liability purposes. subject to specified limitations; adopting environmental findings and findings that such actions are consistent with the City's General Plan, eight priority policy findings of City Planning Code section 101.1, and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 176,148 and authorizing official acts in connection with this Ordinance.
(Public Works Department)

9/26/2006, PASSED ON FIRST READING. Supervisor Daly requested to be added as sponsor.

Question: Shall this Ordinance be FINALLY PASSED?

5. 061033 **[Mission Bay - Parks NP1 & NP2 Improvements]**

Supervisor Daly

Ordinance designating a portion of State Trust Parcel 1 lying next to Channel for public open space and park purposes; naming the new park "Mission Creek Park"; accepting the irrevocable offer for the acquisition facilities; designating said facilities to public open space and park purposes and accepting for maintenance responsibilities and liability purposes; adopting findings that such actions are consistent with the City's General Plan, priority policy findings of City Planning Code section 101.1, and the Mission Bay North Redevelopment Plan; accepting Department of Public Works Order No. 176,149 and authorizing official acts in connection with this Ordinance.
(Public Works Department)

9/26/2006, PASSED ON FIRST READING. Supervisor Daly requested to be added as sponsor.

Question: Shall this Ordinance be FINALLY PASSED?

6. 061069 **[Planning Code—Use of Public Sidewalk Space by Nonconforming Uses]**

Supervisors Mirkarimi, Maxwell

Ordinance amending the San Francisco Planning Code by amending Sections 186 and 186.1 to allow certain nonconforming uses to occupy public sidewalk space with tables and chairs, when otherwise permitted; and making findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

9/26/2006, PASSED ON FIRST READING. Supervisor Maxwell requested to be added as a co-sponsor.

Question: Shall this Ordinance be FINALLY PASSED?

7. 061077 **[Rent Ordinance: Evictions involving school-age children; Findings]**

Supervisors McGoldrick, Mirkarimi, Ammiano

Ordinance amending the Residential Rent Stabilization and Arbitration Ordinance (Administrative Code Chapter 37) by amending Section 37.6(j) to identify and report data on evictions involving school-age children, include data on evictions during the school term; Findings.

9/26/2006, PASSED ON FIRST READING. Supervisor Mirkarimi requested to be added as a co-sponsor.

Question: Shall this Ordinance be FINALLY PASSED?

8. 061183 [Landlord passthrough to residential tenants, 50% of property tax increase for general obligation bonds: Controller's explanation of proposed bonds; passthroughs authorized in CCSF bonds; passthroughs for School and Community College District bonds]

Supervisors Ammiano, Alioto-Pier, Elsbernd, Dufty, McGoldrick, Ma, Maxwell, Mirkarimi

Ordinance: (1) amending the San Francisco Municipal Elections Code by amending Section 520, to require that the Controller's financial analysis for a general obligation bond proposal include an explanation of the 50-percent passthrough of the change in a landlord's property tax under the proposed bond measure; (2) amending the San Francisco administrative Code by adding Section 2.40, to require that a proposal for bonded indebtedness of the City and county of San Francisco include a provision authorizing the 50-percent passthrough of the change in a landlord's property tax provided in Administrative Code Section 37.3(a)(6); and, (3) amending San Francisco Administrative Code Chapter 37 "Residential Rent Stabilization and Arbitration Ordinance" by amending Sections 37.2(q) and 37.3 (a)(6) to provide that landlords may pass through to tenants 50-percent of the change in the landlord's property tax resulting from the repayment of San Francisco Unified School District or San Francisco Community College District general obligation bonds approved by the voters after November 1, 2006.

9/26/2006, PASSED ON FIRST READING. Supervisor Mirkarimi requested to be added as a co-sponsor.

Question: Shall this Ordinance be FINALLY PASSED?

9. 061212 [Board of Appeals: Legal Representation for Planning and Building Departments]

Supervisor McGoldrick

Ordinance amending the San Francisco Business and Tax Regulations Code by adding Section 11(a) to establish a procedure for the City Attorney to provide legal representation for staff of the Planning Department and Department of Building Inspection appearing at hearings of the Board of Appeals with respect to certain matters.

9/26/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

10. 061202 [Assignment of the Emporium Street Flower Market adjacent to 835 Market Street]

Supervisor Peskin

Resolution approving the assignment of the street flower market permit identified as "The Emporium Street Flower Market on the south sidewalk of Market Street facing the location of 835 Market Street" to a living member of the Permittee's family pursuant to Article 5 Section 161(l) of the Public Works Code.

Question: Shall this Resolution be ADOPTED?

11. 061204 [Assignment of Street Flower Market at Stockton and Geary Streets]

Supervisor Peskin

Resolution approving the assignment of the street flower market permit identified as "The East Sidewalk of Stockton Street within 100 feet south of the southerly of Geary Street to a living member of the Permittee 's family pursuant to Article 5 Section 161 (la) of the Public Works Code.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present Supervisors Mirkarimi, Elsbernd, Ammiano

12. 060973 **[Settlement of Lawsuit - Assessment Appeals Board]**
Ordinance authorizing settlement of administrative writ petition filed by the City and County of San Francisco challenging the Assessment Appeals Board's Property Tax Assessment for the Giants' baseball park at China Basin for the 2001/02, 2002/03 and 2003/04 tax years contingent upon approval of roll values by the Assessment Appeals Board and payment of an amount that reflects the reduced roll values, including interest; City filed its writ petition on January 19, 2006 in San Francisco Superior Court, entitled City and County of San Francisco v. Assessment Appeals Board No. 1, Case No. 506010.
(City Attorney)

9/26/2006, PASSED, ON FIRST READING

Question: Shall this Ordinance be FINALLY PASSED?

13. 061300 **[Settlement of Lawsuits - Tran, Mansour and Le, et al., v. City and County of San Francisco, et al.]**
Ordinance authorizing settlement of the lawsuits filed by Minh Tran, Thuba Tran, Thu Nguyen, Tarek Mansour, Khaled Mansour, Quoc Le, and Cuong Le against the City and County of San Francisco for $1,875,000.00; the lawsuits were filed on April 22, 2004 in San Francisco Superior Court, Case Nos. 430764, 430765 and 430766; entitled Tran, Mansour and Le, et al., v. City and County of San Francisco, et al; other material terms of settlement are Co-defendants to pay $5,565,000.00 and Caltrans to install temporary barriers and permanently fix condition that caused accident.
(City Attorney)

9/26/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

14. 061302 **[Appointment - Immigrant Rights Commission]**
Resolution appointing Solomon Jones, term ending June 6, 2008, Angus McCarthy, term ending June 6, 2007, and Elahe Enssani, term ending June 6, 2008, to the Immigrant Rights Commission.
Solomon Jones, succeeding himself, term expired, seat 3, must have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for the unexpired portion of a two-year term ending June 6, 2008.
Angus McCarthy, succeeding Svetlana Kaff, seat 7, resigned, must be an immigrant to the United States who is appointed in accordance with Section 4.101 of the Charter. In addition, members shall have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for the unexpired portion of a two-year term ending June 6, 2007.
Elahe Enssani, succeeding herself, term expired, seat 9, must be an immigrant to the United States who is appointed in accordance with Section 4.101 of the Charter. In addition, members shall have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for the unexpired portion of a two-year term ending June 6, 2008.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Mirkarimi, Elsbernd

15. 061154 [Settlement of Lawsuit - Stephen N. Farac v. City and County of San Francisco, et al.]
Ordinance authorizing settlement of the matter of Stephen Farac v. City and County of San Francisco for $50,000. The lawsuit was filed on April 28, 2005, in San Francisco Superior Court, Case No. 440-820; entitled Stephen N. Farac v. City and County of San Francisco, and Does 1 Through 20, Inclusive.
(City Attorney)

9/26/2006, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

16. 061171 [Settlement of Lawsuit - Department of Fair Employment and Housing v. City and County of San Francisco, et al]
Ordinance authorizing settlement of the lawsuit filed by Department of Fair Employment and Housing on behalf of Real Party in Interest Angela Martin against the City and County of San Francisco for $160,000.00; the lawsuit was filed on August 4, 2005, in San Francisco Superior Court, Case No. 443742; entitled Department of Fair Employment and Housing v. City and County of San Francisco, et al.
(City Attorney)

9/26/2006, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

17. 061228 [Settlement of Lawsuit - John and Judith Bovio, et al., v. City and County of San Francisco, et al]
Ordinance authorizing settlement of the lawsuit filed by John and Judith Bovio against the City and County of San Francisco for $85,000; the lawsuit was filed on December 8, 2004 in San Francisco Superior Court, Case No. 436-946; entitled John and Judith Bovio, et al., v. City and County of San Francisco, et al.
(City Attorney)

9/26/2006, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

*Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:*_____

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

18. 061030 **[Regulating Street Artists - Compensation of Advisory Committee]**
Ordinance amending Article 24 of the San Francisco Police Code by amending Section 2402 to allow members of the Advisory Committee of Street Artists and Craftmen Examiners to be reimbursed for their reasonable travel expenses traveling to and from Committee meetings, Street Artist screenings, and other Advisory Committee activities.
(Arts Commission)
(Supervisor Daly dissented in committee)

9/26/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

From the Rules Committee Without Recommendation

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

19. 061227 **[Settlement of Lawsuit - CCSF, et al. v. Kam Kong Tang and Kai Yuen Ng]**
Ordinance authorizing the settlement of a lawsuit filed by the City and County of San Francisco against Kam Kong Tang and Kai Yuen Ng, former part owners of the King Tin Restaurant, for $85,000.00; the lawsuit was filed on August 3, 2005 for violation of the City's Minimum Wage Ordinance, in San Francisco Superior Court, Case No. 433685, entitled City and County of San Francisco, et al. v. Kam Kong Tang and Kai Yuen Ng.
(City Attorney)

9/26/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

20. 061267 **[Public Employment - Office of the Treasurer and Tax Collector]**
Supervisor McGoldrick
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the addition of a 0.71 Principal Clerk position, a 0.58 Personal Property Auditor position, and a 0.63 Management Assistant position in the Office of the Treasurer and Tax Collector.

Question: Shall this Ordinance be PASSED ON FIRST READING?

21. 061240 **[In-kind agreement and acceptance of easement relating to 333 Fremont Street]**
Resolution approving an in-kind agreement for the provision of a mid-block pathway and streetscape improvements to satisfy a portion of the developer's impact fee obligation relating to the 333 Fremont Street project; authorizing the acceptance of an easement for such mid-block pathway under the terms of the in-kind agreement; authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution; and ratifying previous actions taken in connection therewith.
(Planning Department)

Question: Shall this Resolution be ADOPTED?

22. 061270 **[Authorizing the Office of Contract Administration to amend its contract with Xtech to exceed $19 million]**
Supervisor Daly
Resolution authorizing the Committee on Information Technology to enter into the Fourth Amendment between the City and Xtech (part of the Computer Store procurement vehicle), in which the amendment shall increase the contract amount of $19,000,000 to $25,000,000.

Question: Shall this Resolution be ADOPTED?

23. 061273 **[Funding Agreement for 2006 Spare the Air Campaign]**
Supervisor Ammiano
Resolution approving the Funding Agreement between the Metropolitan Transportation Commission and the City and County of San Francisco for the 2006 Spare the Air/Free Transit campaign.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Peskin, Ammiano

24. 061303 **[Public Employment - Department of Public Health and the General Service Agency]**
Supervisor Ammiano
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect proposed changes to the Department of Public Health and the General Service Agency staffing for the Health Access Program, increasing total staffing by 0.48 FTE.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present Supervisors Ammiano, McGoldrick

25. 061078 **[Directing the Budget Analyst to conduct, on priority basis, a fiscal feasibility analysis of a City-owned Wireless Network]**
Supervisor McGoldrick
Motion directing the Budget Analyst to conduct, on priority basis, a fiscal feasibility analysis of a City-owned Wireless Network to promote digital inclusion by ensuring affordable internet access, affordable hardware, community-sensitive training and support, and relevant content to all San Franciscans, especially low-income and disadvantaged residents.

Question: Shall this Motion be APPROVED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

26. 051772 **[Designating 2151 Van Ness Avenue, St. Brigid Church, as a Landmark]**
Supervisor Alioto-Pier
Ordinance Designating 2151 Van Ness Avenue, St. Brigid Church, As Landmark No. 252 Pursuant To Article 10, Sections 1004 And 1004.4 Of The Planning Code.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Maxwell, McGoldrick

27. 061206 **[Community Improvements and the Eastern Neighborhoods]**
Supervisors McGoldrick, Maxwell
Ordinance amending the Administrative Code to add Chapter 36 to provide procedures and inter-agency cooperation in the preparation and implementation of community improvements plans and programs as part of the creation of new Area Plans of the General Plan in the Eastern Neighborhoods, defined as including the proposed Market and Octavia, East South of Market, West South of Market, Inner Mission, Lower Potrero/Showplace Square, and Central Waterfront plan areas.

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

28. 061337 **[Hearing - Formation of a community facilities district in connection with the Mint Plaza Area]**
Hearing to consider the approval to accept public testimony regarding the potential recommendation for approval of the formation of a community facilities district and the issuance of revenue bonds by the ABAG Finance Authority For Nonprofit Corporations related to the Mint Plaza Area.
(Clerk of the Board)

Action:_____

Committee of the Whole Adjourn and Report Without Recommendation

29. 061309 **[Recommending approval of Community Facilities District formation and financing by the ABAG Finance Authority For Nonprofit Corporations relating to Mint Plaza]**
Supervisor Daly
Resolution recommending approval of the formation of a community facilities district and the issuance of special tax bonds by the ABAG Finance Authority For Nonprofit Corporations related to the Mint Plaza; making findings; approving related joint community facilities agreement; and granting general authority to city officials to take actions necessary to implement this resolution.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the City Operations and Neighborhood Services Committee at a Regular Meeting on Monday, October 2, 2006 at 1:00 p.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, October 3, 2006.

30. 061269 **[Accept-Expend Federal Funding - Neighborhood Initiative Grant]**
Supervisor Daly
Resolution authorizing the Mayor, on behalf of the City and County of San Francisco, to accept and expend a Neighborhood Initiative Grant from the U.S. Department of Housing and Urban Development in an amount not to exceed Nine Hundred Ninety Thousand Dollars ($990,000) for the rehabilitation and adaptive re-use of the Hotel Essex at 684 Ellis Street, San Francisco.

Question: Shall this Resolution be ADOPTED?

31. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

32. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 33 through 39

33. 061352 **[Mortgage Credit Certificates]**
Supervisor Elsbernd
Resolution authorizing an application to the California Debt Limit Allocation Committee to permit the issuance of Mortgage Credit Certificates.

9/26/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

34. 061353 **[Urging Governor Schwarzenegger to grant parole to Flozelle Woodmore]**
Supervisor Mirkarimi
Resolution urging Governor Schwarzenegger to follow the Parole Board's recommendation to grant parole to Flozelle Woodmore.

9/26/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

35. 061354 **[Commending Hala Hijazi]**
Supervisors Daly, Peskin, Ma
Resolution commending Hala Hijazi for her work on the Old Mint Project.

9/26/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

36. 061355 **[Supporting Proposition 89, the California Clean Money and Fair Elections Act of 2006] Supervisor Mirkarimi**

Resolution in support of Proposition 89, the California Clean Money and Fair Elections Act of 2006 on November 7, 2006.

9/26/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

37. 061334 **[Final Map - 329 Bay Street]**

Motion approving Final Map 3432, a 23 Unit Mixed-Use Condominium Project, located at 329 Bay Street being a subdivision of Lot 36 in Assessors Block No. 0041 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,348; District 3.)

9/21/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

38. 061335 **[Final Map - 638 19th Street]**

Motion approving Final Map 3001, a 21 Unit Mixed-Use Condominium Project, located at 638 19th Street being a subdivision of Lot 30 in Assessors Block No. 4044 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,349; District 10.)

9/21/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

39. 061336 **[Final Map - 1843 - 1853 Filbert Street]**

Motion approving Final Map 2670, a 6 Unit Residential Condominium Project, located at 1843 – 1853 Filbert Street being a subdivision of Lot 26 in Assessors Block No. 0530 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,291; District 2.)

9/21/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

Questions on the For Adoption Without Committee Reference Agenda:

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40. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received September 19, 2006 through September 25, 2006, for reference by President to appropriate committee on October 3, 2006.

061333 **[Prohibiting Gifts From Restricted Sources]**
Ordinance amending section 3.216 of the Campaign and Governmental Conduct Code to prohibit City officers and employees from receiving any gifts from restricted sources other than nominal gifts exempted by the Ethics Commission and to clarify that exemptions to gift limits under state law also apply to limits imposed by local law.
(Ethics Commission)

9/20/2006, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received September 19, 2006 through September 25, 2006, for reference by President to appropriate committee on October 3, 2006.

061331 **[Study of at-risk and HIV positive youth in San Francisco]**
Resolution authorizing the San Francisco Department of Public Health (DPH), to enter retroactively into an agreement in the amount of $26,851 with the University of California (UCSF), the primary contractor, to participate in a study of at-risk and HIV positive youth in San Francisco, for the period of March 1, 2006 to February 28, 2007.
(Public Health Department)

9/21/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061332 **[Study of HIV transmission behavior in HIV-positive men]**
Resolution authorizing the San Francisco Department of Public Health (DPH), to enter retroactively into an agreement in the amount of $21,786 with the University of California, San Francisco (UCSF), the primary contractor, to participate in a study to examine decisions to have high transmission-risk sex; study the efficacy of a prevention counseling intervention; and determine whether future episodes of unprotected sex is reduced, for the period of September 1, 2005 to August 31, 2006.
(Public Health Department)

9/21/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061338 **[Street Artist Winter Holiday Spaces]**
Resolution approving temporary selling spaces in the Downtown area and at Harvey Milk Plaza for street artists certified by the Arts Commission, City and County of San Francisco, for the winter holiday season, 2006, beginning on November 15, 2006 and ending on January 15, 2007.
(Arts Commission)

9/26/2006, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

PROPOSED MOTIONS

061356 **[Petition and Communications]**

Petitions and Communications received from September 19, 2006 through September 25, 2006 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on October 3, 2006.

From Municipal Transportation Agency, submitting Award of Purchase Order to Non-Compliant Vendor (Equal Benefits) made to Dellner Couplers, Inc. for Bellows. (1)

From Superior Court of California, County of San Francisco, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board. (2)

From Office of the Controller, submitting Fiscal Year 2005-2006 Surplus Transfers Report. (3)

From Office of the Controller, submitting Fiscal Year 2006-2007 Budget Certification. (4)

From The Police Commission, submitting a recent California Supreme Court decision that has implications for the Commission's current practices with respect to police disciplinary proceedings. (5)

From Office of the Mayor, submitting Acting Mayor designations for September 19, 2006 thru September 22, 2006. Copies: Each Supervisor and City Attorney. (6)

From Municipal Transportation Agency, submitting Award of Purchase Order to Non-Compliant Vendor (Equal Benefits) made to New Flyer Industries Canada for Hydraulic Cylinders. (7)

From San Francisco Tomorrow, submitting a request to postpone for 30 days the consideration of the proposed Ordinance which would amend the Administrative Code and add to Chapter 36 measures to implement community planning efforts and programs as a part of new Areas Plans. File No. 061206, Copy: Land Use and Economic Development Committee Members. (8)

From Taxi Commission, submitting a copy of Resolution No. 2006-94, urging the Board to amend the San Francisco Business and Tax Regulations Code by adding Section 76.5, to set a April 30 cutoff for annual renewal of a motor vehicle for hire drivers permit. Copy: Each Supervisor (9)

From Office of the Clerk of the Board, submitting copy of the City Attorney's opinion to the Referendum Petition Filed by Mr. O'Flynn Against the Bayview Hunters Point Redevelopment Plan, Ordinance No. 113-06. File No. 060343. (10)

From Board of Appeals, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board. (11)

From Department of Elections, submitting United States Department of Justice letter indicating concern for San Francisco successfully providing Language Assistance Programs to voters. (12)

From Human Rights Commission, regarding denial of entry to Iranian visitors. Copy: Each Supervisor. (13)

From San Francisco Unified School District, submitting Public Education Enrichment Fund Program and Expenditure Report. (14)

From Municipal Transportation Agency, submitting Award of Purchase Order to Non-Compliant Vendor (Equal Benefits) made to Dellner Cuplers, Inc, for Coupler Parts. (15)

From Aging and Adult Services Commission, submitting a copy of Resolution #2006-01, supporting the recommendations and resolution of the Latino Community Partnership. (16)

From Kimo Crossman, regarding inappropriate summaries of communications to the Board of Supervisors by the Clerk of the Board. (17)

From Office of the City Administrator, submitting letter of support for the City's Application for Certification (04-AFC-1) of the San Francisco Electric Reliability Project. (18)

From California Department of Health Services, regarding Medi-Cal program coverage for digital mammography. (19)

From Recreation & Park Department, submitting Memorandum of Understanding between Recreation and Park Department and Department of Public Works. Copy: Budget and Finance Committee Members. (20)

From San Francisco Arts Commission, regarding graffiti removal from the William Mckinley Statue located in Golden Gate Park Panhandle. (Reference No. 20060808-009) Copy Supervisor Mirkarimi (21)

From Kevin Birchfield, concerning public urination, prostitution, and drug use in the Tenderloin District. (22)

From Municipal Transportation Agency, certifying that the funding provided in the budget for fiscal year 2006-07 is adequate for the department to meet service levels as proposed to the Board. (23)

From concerned citizens, submitting support for Ordinance which would allow certain nonconforming uses to occupy public sidewalk space with tables and chairs, etc. File No. 061069, Copy: Each Supervisor (24)

From concerned citizens, submitting opposition to the Buju Banton concert scheduled 9/30/06 at the Mezzanine. (25)

From Supervisor Dufty, advising that per the owner of the Mezzanine the Buju Banton concert has been cancelled. (26)

From concerned citizens, submitting support for the Police Foot Patrol Ordinance. File No. 060700, Copy: Each Supervisor. (27)

From Captain Dudley, submitting response to Ms. Weinstein regarding World Can't Wait Demonstration Permit. (28)

From Ahimsa Porter Sumchai, requesting a public hearing into the legal decision by the City Attorney regarding the referendum challenging the Bay View Hunters Point Redevelopment Project. (29)

From Ahimsa Porter Sumchai, submitting a copy of Revised Bayview Health Report. Copy: Supervisor Maxwell (30)

From Bonnie Weinstein, regarding denial of permit for rally on Saturday September 16, 2006. (31)

From Eula Walters, submitting opposition to the change of the name Ferry Park to Sue Bierman Park. File No. 061223, Copy: Each Supervisor (32)

From concerned citizens, protesting the denial of permit for march on Market Street on October 5, 2006. Copies: Police Department and Recreation and Park Department. (33)

From Miles Berger, expressing concerns regarding request for liquor license located at restaurant located at 1501 Howard St. (34)

From SF Police Department, submitting copy of response to Ms. Weinstein regarding the denial of Police Permit for rally. (35)

From John Melone, submitting support for the 24-Hour McMillan Resource Center open. File No. 061263, Copies: Budget and Finance Committee Members. (36)
From Christian Holmer, regarding format of documents provided when responding to Public Records Request. (37)

From concerned citizen, expressing concern regarding illegal aliens in the City. (38)

From Robert Planthold, expressing concerns regarding the MTA Transit Effectiveness Project. (39)

From Henri Belli, submitting suggestions to deal with crime in the community. (40)

From Department of Public Works, regarding street repair at 1821 Haight Street. (Reference No. 20060711-007), Copy: Supervisor Mirkarimi (41)

From Public Utilities Commission, regarding graffiti removal from 709 Webster. (Reference No. 20060912-010), Copy: Supervisor Mirkarimi (42)

From Megan Moore, regarding Universal Health Care in the City. (43)

From Ahimsa Sumchai, regarding the Examiner's reporting with regard to the opinions expressed by the writers and editors of the SF Bayview. (44)

ADJOURNMENT

Legislation Pending Under the "30 Day Rule"

These items may not be heard by Committee until the date in the right hand column.

As Revised

September 28, 2006

Rule 5.40 provides that when an ordinance or resolution is introduced which would create or revise major city policy, the committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply urge action to be taken.

Ordinance amending Administrative Code Chapter 31 to provide for appeals to the Board of Supervisors of environmental documents and determinations under the California Environmental Quality Act.	061311	Land Use and Economic Development Committee	Supervisor Ma	9/19/06	10/19/06
Ordinance amending Planning Code Section 703.3 to exclude general grocery stores from the definition of formula retail use.	061260	Land Use and Economic Development Committee	Supervisor Elsbernd	9/12/06	10/12/06
Ordinance amending the Planning Code to add Section 218.2 and to amend Sections 703.2, 803.2, and 803.3 to require conditional use authorization for any project involving the change in use or demolition of a general grocery store; amending Planning Code Section 303 to require specific findings as part of a conditional use authorization for a change in use or demolition of a general grocery store.	061261	Land Use and Economic Development Committee	Supervisor Elsbernd	9/12/06	10/12/06

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

DOCUMENTS DEPT
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Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, October 17, 2006 2:00 PM

Regular Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Dufty, Peskin	Wednesday 1:00 PM
City and School District Select Committee Supervisors Ammiano, Maxwell, Ma, Commissioners Chin, Kelly, Wynns	2nd Monday (Bi-monthly) 4:00 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Dufty, Ma	1st and 3rd Monday 1:00 PM
Government Audit and Oversight Committee Supervisors Ammiano, Alioto-Pier, Peskin	2nd and 4th Monday 1:00 PM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Wednesday 1:00 PM
Rules Committee Supervisors Mirkarimi, Elsbernd, Ammiano	Thursday 10:00 AM
Select Committee on Ending Gun and Gang Violence Supervisors Maxwell, Mirkarimi, Ammiano	1st and 3rd Monday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit. 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices. (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Board to approve Board Meeting Minutes for September 19, 2006 and September 26, 2006.

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 10

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

1. 061267 **[Public Employment - Office of the Treasurer and Tax Collector]**
Supervisor McGoldrick
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the addition of a 0.71 Principal Clerk position, a 0.58 Personal Property Auditor position, and a 0.63 Management Assistant position in the Office of the Treasurer and Tax Collector.

10/3/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

2. 061258 **[Grant of Federal Funds - Municipal Transportation Agency]**
Supervisor Dufty
Resolution authorizing the Municipal Transportation Agency to accept and expend $29,453,769 of Section 5309 fixed guideway capital assistance for various Municipal Railway capital projects and activities, excluding administrative overhead costs.

Question: Shall this Resolution be ADOPTED?

3. 061259 **[Grant of Federal Funds - Municipal Transportation Agency]**
Supervisor Elsbernd
Resolution authorizing the Municipal Transportation Agency to Accept and Expend $46,175,552 of Section 5307 and Surface Transportation Program capital assistance for various Municipal Railway capital projects and activities, excluding Administrative Overhead Costs.

Question: Shall this Resolution be ADOPTED?

4. 061314 **[Lease of Real Property at 1701 Ocean Avenue]**
Supervisor Sandoval
Resolution authorizing the lease of 5,000 square feet of space at 1701 Ocean Avenue for the OMI Family Center of the Department of Public Health.
(Fiscal impact.)

Question: Shall this Resolution be ADOPTED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Ma

5. 061306 **[Provide SSI application assistance to the chronically homeless and mentally ill in San Francisco.]**
Mayor, Supervisor Dufty
Resolution authorizing the San Francisco Department of Public Health (SFDPH) to accept retroactively and expend a grant in the amount of $97,660 from the Social Security Administration (SSA) to provide SSI application assistance to the chronically homeless and mentally ill in San Francisco and to enter into an agreement for the use of these funds; for the period of May 1, 2006 to April 30, 2007.

Question: Shall this Resolution be ADOPTED?

6. 061307 **[Manage and follow-up on chronic health conditions among refugees in San Francisco]**
Supervisor Ma
Resolution authorizing the San Francisco Department of Public Health, Newcomers Health Program (SFDPH, Newcomers) to accept and expend retroactively a new continuing grant in the initial amount of $55,000, from the California Department of Health Services, Refugee Health Section (CDHS/RHS) in support of a program entitled Refugee Preventive Health Program (RPHP), for the period of July 1, 2006 through June 30, 2007 with expected continuation for four additional years, and which includes a sub-contract with the International Institute of San Francisco (IISF) in the amount of $28,900 for the same time period.

Question: Shall this Resolution be ADOPTED?

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Peskin, Ammiano

7. 061303 **[Public Employment - Department of Public Health and the General Service Agency]**
Supervisor Ammiano
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect proposed changes to the Department of Public Health and the General Service Agency staffing for the Health Access Program, increasing total staffing by 0.48 FTE.

10/3/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

8. 061349 **[Appointment - Bicycle Advisory Committee]**
Resolution appointing Richard Tilles, term ending November 19, 2006, to the Bicycle Advisory Committee.
Richard Tilles, succeeding Lionel Shaw, resigned, seat 2, must be a nominee of District 2 Supervisor, for the unexpired portion of a two-year term ending November 19, 2006.

Question: Shall this Resolution be ADOPTED?

9. 061350 [Appointment - Shelter Monitoring Committee]

Resolution appointing Elizabeth Olsen, term ending November 23, 2006, to the Shelter Monitoring Committee.

Elizabeth Olsen, succeeding Joanne Smith, resigned, seat 2, must be homeless or formerly homeless, for the unexpired portion of a two-year term ending November 23, 2006.

Question: Shall this Resolution be ADOPTED?

10. 061357 [Appointment - Children and Families First Commission]

Resolution appointing Kara Dukakis and Betty Robinson-Harris, terms ending April 29, 2010, to the Children and Families First Commission; residency requirement waived.

Kara Dukakis, succeeding Hector Melendez, term expired, seat 5, term expired, must represent one or more of the following: children services, public health services; behavioral health services, social services and tobacco and other substance abuse prevention and treatment services; recipients of project services included in the county strategic plan; educators specializing in early childhood development; representatives of a local child care resource or referral agency, the Child Care Planning and Advisory Council or another local child care coordinating group; representatives of a local organization for prevention or early intervention for families at risk; representatives of community-based organizations that have the goal of promoting and nurturing early childhood development; representatives of local school districts; and representatives of local medical, pediatric, or obstetric associations or societies, for the unexpired portion of a four-year term ending April 29, 2010.

Betty Robinson-Harris, succeeding Norman Yee, term expired, seat 8, term expired, must represent one or more of the following: children services, public health services; behavioral health services, social services and tobacco and other substance abuse prevention and treatment services; recipients of project services included in the county strategic plan; educators specializing in early childhood development; representatives of a local child care resource or referral agency, the Child Care Planning and Advisory Council or another local child care coordinating group; representatives of a local organization for prevention or early intervention for families at risk; representatives of community-based organizations that have the goal of promoting and nurturing early childhood development; representatives of local school districts; and representatives of local medical, pediatric, or obstetric associations or societies, for the unexpired portion of a four-year term ending April 29, 2010.

Question: Shall this Resolution be ADOPTED?

*Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:*_____

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

11. 051772 **[Designating 2151 Van Ness Avenue, St. Brigid Church, as a Landmark, Under Planning Code Article 10]**
Supervisor Alioto-Pier
Ordinance Designating 2151 Van Ness Avenue, St. Brigid Church, As Landmark No. 252 Pursuant To Article 10, Sections 1004 And 1004.4 Of The Planning Code.

10/3/2006, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.
10/3/2006, PASSED ON FIRST READING AS AMENDED.
Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Maxwell, McGoldrick

12. 061206 **[Community Improvements and the Eastern Neighborhoods]**
Supervisors McGoldrick, Maxwell
Ordinance amending the Administrative Code to add Chapter 36 to provide procedures and inter-agency cooperation in the preparation and implementation of community improvements plans and programs as part of the creation of new Area Plans of the General Plan in the Eastern Neighborhoods, defined as including the proposed Market and Octavia, East South of Market, West South of Market, Inner Mission, Lower Potrero/Showplace Square, and Central Waterfront plan areas.

10/3/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

13. 061266 **[Public Employment - Public Defender]**
Supervisors Mirkarimi, Daly, Ammiano, Maxwell
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the addition of 1.0 Court Alternative Specialist I and 2.0 Social Workers in the Office of the Public Defender (PDR).
(Supervisor Peskin dissented in committee.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

14. 061297 **[Public Utilities Commission Short-Term Indebtedness]**
Ordinance amending Sections 43.5.1 through 43.5.4, inclusive, of the San Francisco Administrative Code to authorize the Director of Public Finance to designate an alternate, to implement the provisions of Article VIIIB of the Charter and to make other clarifying revisions.
(Public Utilities Commission)

Question: Shall this Ordinance be PASSED ON FIRST READING?

15. 061298 **[Authorization for the Public Utilities Commission to issue Commercial Paper Notes (Wastewater Series) in an aggregate principal amount not exceeding $150,000,000]**
Ordinance approving the issuance by the Public Utilities Commission of its Commercial Paper Notes (Wastewater Series) in an aggregate principal amount not exceeding $150,000,000 pursuant to Article VIIIB of the City Charter and Article V of Chapter 43 of Part I of the San Francisco Administrative Code, as amended, for the purpose of reconstructing and improving certain capital improvements related to the Wastewater Enterprise; approving the form and authorizing the execution of a credit facility, an issuing and paying agent agreement, one or more dealer agreements, an offering memorandum and other documents relating to such notes; approving the maximum interest rate on such notes; and related matters.
(Public Utilities Commission)
(Fiscal impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

16. 061304 **[Appropriating $950,000 of State of California health program revenue for mental health wrap around services for the Department of Public Health for Fiscal Year 2006-2007]**

Mayor, Supervisor Dufty

Ordinance appropriating $950,000 of State of California health program revenue for mental health wrap around services to provide clinical services to youth receiving services as a result of the SB 163 State initiative for the Department of Public Health for Fiscal Year 2006-2007, and authorizing reimbursement of contractor costs retroactive to September 1, 2006.

Question: Shall this Ordinance be PASSED ON FIRST READING?

17. 061312 **[Appropriating $2,166,000 to fund Laguna Honda Hospital increased costs for the Department of Public Health retroactive to Fiscal Year 2005-2006]**

Supervisor Daly

Ordinance appropriating $2,166,000 of Laguna Honda Hospital surplus revenues to fund increased costs in salaries, non-personal services, and materials and supplies for the Department of Public Health retroactive to Fiscal Year 2005-2006.

(Fiscal impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

18. 061255 **[Providing for a taxi gate cap of $91.50 and a $0.25 fuel surcharge on the flag drop; the Board of Supervisors to consider other changes if the Taxi Commission has submitted a health care program for drivers by April 1, 2007.]**

Supervisor Peskin

Resolution modifying the Controller's determinations of inflationary increases in taxi fares and gate cap pursuant to Police Code Section 1137 to provide for a gate cap of $91.50 and a $0.25 fuel surcharge on the flag drop and to provide that the Board of Supervisors shall consider other changes to the gate cap and to fares if the Taxi Commission has submitted a formal proposal for a health care program for taxi drivers by April 1, 2007.

Question: Shall this Resolution be ADOPTED?

19. 061239 **[Approval of Joint Powers Agreement for North Bayside System Unit facilities with the Cities of San Francisco, South San Francisco, San Bruno, Millbrae, and Burlingame]**

Resolution approving and authorizing the execution of an Agreement between the Cities of San Francisco, South San Francisco, San Bruno, Millbrae, and Burlingame pertaining to capacity ownership, operation, maintenance and capital projects cost sharing for North Bayside System Unit (NBSU) Facilities.

(Airport Commission)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, McGoldrick

20. 061320 [Property and Business Improvement Districts]

Supervisor Peskin

Ordinance amending Section 1511 of the San Francisco Business and Tax Regulations Code to (1) allow the owners of businesses who would pay at least 30% of the proposed assessment, or a combination of property owners and business owners who would pay at least 30% of the proposed assessment, to petition the Board of Supervisors to form a property and business improvement district, and (2) make conforming and clarifying changes to the procedural and substantive augmentation of state law governing the formation of property and business improvement districts.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Maxwell, Sandoval, McGoldrick

21. 061203 [Approval of the sale of street flower market permit on Grant Avenue near Post Street and deletion of site location]

Supervisor Peskin

Ordinance approving the sale of a street flower market permit pursuant to San Francisco Public Works Code Article 5, Section 161, and amending Public Works Code Article 5, Section 155 to delete the flower market location on the east sidewalk of Grant Avenue within 100 feet south of the southerly line of Post Street.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Maxwell, Sandoval

22. 061338 [Street Artist Winter Holiday Spaces]

Supervisor Dufty

Resolution approving temporary selling spaces in the Downtown area and at Harvey Milk Plaza for street artists certified by the Arts Commission, City and County of San Francisco, for the winter holiday season, 2006, beginning on November 15, 2006 and ending on January 15, 2007. (Arts Commission)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present Supervisors Mirkarimi, Elsbernd, Ammiano

23. 061343 **[Confirmation of Mayor's Appointment - Port Commission]**
Mayor
Resolution confirming the appointment of Rodney Fong to the San Francisco Port Commission, term ending May 1, 2010.

Question: Shall this Resolution be ADOPTED?

24. 061344 **[Confirmation of Mayor's Appointment - Treasure Island Development Authority]**
Mayor
Resolution confirming the appointment of Owen Stephens to the Treasure Island Development Authority Board of Directors, term ending April 28, 2010.

Question: Shall this Resolution be ADOPTED?

25. 061345 **[Confirmation of Mayor's Reappointment - Treasure Island Development Authority]**
Mayor
Resolution confirming the reappointment of Claudine Cheng to the Treasure Island Development Authority Board of Directors, term ending April 28, 2010.

Question: Shall this Resolution be ADOPTED?

26. 061346 **[Appointment - Peninsula Corridor Study Joint Powers Board]**
Resolution appointing Supervisor Sophie Maxwell, term ending June 30, 2008, to the Peninsula Corridor Study Joint Powers Board.
Supervisor Sophie Maxwell succeeding herself, term expired, seat 1, must be appointed by the Board of Supervisors, for the unexpired portion of a two-year term ending June 30, 2008.

Question: Shall this Resolution be ADOPTED?

27. 061347 **[Appointment - Urban Counties Caucus]**
Resolution appointing Supervisor Chris Daly, term ending December 31, 2006, to the Urban Counties Caucus.
Supervisor Chris Daly, succeeding himself, term expired, seat 1, must be an elected representative from each County Board of Supervisors maintaining the membership of its supervisors in the Caucus. Each representative shall be selected at the beginning of the calendar year by the Board of Supervisors to serve a term of not less than two years to coincide with the sessions of the California Legislature, for the unexpired portion of a two-year term ending December 31, 2006.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the Select Committee on Ending Gun and Gang Violence at a Regular Meeting on Monday, October 16, 2006 at 10:00 a.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, October 17, 2006.

28. 060700 [Police Foot Patrols]

Supervisors Mirkarimi, Daly, Ammiano, Maxwell, Sandoval

Ordinance adopting Section 10A.1 of the San Francisco Administrative Code to establish a one-year pilot program requiring foot patrols in crime-impacted areas within the boundaries of Northern, Park, Tenderloin, Mission, Ingleside, Taraval, Southern and Bayview Police District Stations, and require reporting and review on the effectiveness of the foot patrols.

8/15/2006, CONTINUED. Continued to September 19, 2006

9/19/2006, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Supervisor Mirkarimi, seconded by Supervisor McGoldrick, moved to rerefer this matter to Committee.
Supervisor Mirkarimi and Supervisor McGoldrick, rescinded its motion to refer this matter.
Supervisor Daly, seconded by Supervisor Ammiano, moved an amendment of the whole bearing new title.

San Francisco Police Chief Heather Fong addressed the Board members.

9/19/2006, RE-REFERRED to Select Committee on Ending Gun and Gang Violence. Re-referred as amended.

Question: Shall this Ordinance be PASSED ON FIRST READING?

29. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

30. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 31 through 37

31. 061378 **[Committee of the Whole on November 7, 2006, at 3:00 pm on adopting a Resolution to acquire property by Eminent Domain - Islais Creek MUNI Maintenance Facility]**

Supervisor Maxwell

Motion directing the Board of Supervisors to hold a public hearing on November 7, 2006, at 3:00 p.m., with the Board sitting as a committee of the whole, to consider adopting a Resolution of Necessity for the City's proposed acquisition by eminent domain of 2.8 acres of property adjacent to City property at Indiana and Cesar Chavez Streets consisting of portions of Assessor's Lots 2, 2A and 13 in Block 4349 and a portion of Assessor's Lot 3 in Block 4382, in the City and County of San Francisco, for construction of the Municipal Railway's new Islais Creek Motor Coach Operations and Maintenance Facility.

10/3/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

32. 061380 **[Justice for the Bolivian People Massacred in October 2003 Demonstrations]**

Supervisor Daly

Resolution supporting justice for the Bolivian people massacred in October 2003 demonstrations and supporting the survivors' legal request that Gonzalo Sanchez de Lozada, Carlos Sanchez Berzain and Jorge Berindoague return to Bolivia immediately to stand trial in the case against them.

10/3/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

33. 061381 **[Supporting Proposition 1A , the Transportation Funding Protection Legislative Constitutional Amendment]**

Supervisor Dufty

Resolution supporting California State Proposition 1A, the Transportation Funding Protection Legislative Constitutional Amendment.

10/3/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

34. 061382 [Accept-Expend State Grant - Mayor's Office of Criminal Justice]

Mayor, Supervisor Maxwell

Resolution authorizing the Mayor's Office of Criminal Justice to retroactively accept and expend a grant in the amount of $108,305 from the State Corrections Standards Authority for the purpose of implementing local juvenile justice accountability measures through the Juvenile Accountability Block Grant (JABG).

10/3/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

35. 061383 [Accept and Expend State Grant - Department of the Environment]

Supervisor Mirkarimi

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $78,909.00 from the California Integrated Waste Management Board for the purpose of increasing Used Motor Oil Recycling and oil filter collection in marinas in the City and County of San Francisco serving the residents of the City.

10/3/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

36. 061384 [Honoring International Tenants' Day]

Supervisors Mirkarimi, Ammiano, Daly

Resolution honoring October 2nd, 2006 as International Tenants' Day as proclaimed by the International Union of Tenants.

10/3/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

37. 061386 [Supporting Proposition 1B, the Highway Safety, Traffic Reduction, Air Quality, and Port Security Act of 2006]

Supervisor Peskin

Resolution supporting California State Proposition 1B, the Highway Safety, Traffic Reduction, Air Quality, and Port Security Act of 2006.

10/3/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

38. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from September 26, 2006 through October 6, 2006, for reference by President to appropriate committee on October 17, 2006.

061359 **[Settlement of Lawsuit - CCSF v. William D. Spencer, F. W. Spencer & Son, Inc., et. al.]**
Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against William D. Spencer, F.W. Spencer & Son, Inc., Brisbane Mechanical Company, Bruce Bonar, Lou Thomas, William McGahan (together, the "Spencer Parties"), A. Answer, Inc. and Troy's Contracting, Inc. on January 16, 2004 in San Francisco Superior Court, Case No. CGC –04-429249, entitled, City and County of San Francisco et. al. v. F. W. Spencer & Son, Inc. et. al., with (a) the Spencer Parties paying $2,000,000 by January 24, 2007, and dismissing its actions and cross-actions against the City and others and the Spencer Parties releasing all claims on the Moscone Center Expansion Project and The San Francisco Jail Replacement No. 3 Project ; and (b) A. Answer, Inc. and Troy's Contracting, Inc. paying $124,000 within 60 days of final approval of this settlement. The Spencer Parties' action was brought against San Francisco, City Attorney Dennis Herrera and others, and was coordinated as part of the California Judicial Council Coordination Proceeding No. 4379. (City Attorney)

9/29/2006, RECEIVED AND ASSIGNED to Rules Committee.

061360 **[Setting speed limit on portions of Kezar and John F. Kennedy Drives]**
Ordinance amending the Traffic Code by adding a new Section 175.07, establishing a speed limit of 30 MPH on Kezar Drive between Lincoln Way and John F. Kennedy Drive, and on John F. Kennedy Drive between Kezar Drive and Stanyan Street.

10/2/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from September 26, 2006 through October 6, 2006, for reference by President to appropriate committee on October 17, 2006.

061361 **[Parking Regulations]**
Resolution enacting and rescinding parking regulations at various locations.

UNMETERED MOTORCYCLE PARKING - ESTABLISH
990 Greenwich Street, from 7.4 feet to 16 feet east of Jones Street, accommodating two motorcycle parking spaces.

RESIDENTIAL PERMIT PARKING AREA "W" (2-HOUR TIME LIMIT, 8 AM TO 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
22nd Street, both sides, between Bryant and Florida Streets.

RESIDENTIAL PERMIT PARKING AREA "H" (2-HOUR TIME LIMIT, 8 AM TO 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
20th Avenue, both sides, between Eucalyptus Drive and Ocean Avenue (3000 block).

RESIDENTIAL PERMIT PARKING AREA "Z" (2-HOUR TIME LIMIT, 8 AM TO 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Cesar Chavez Street, both sides, between Noe and Sanchez Streets (4000 block).

NO PARKING ANYTIME - ESTABLISH
Shotwell Street, west side, from Cesar Chavez Street to 102 feet south of 26th Street.

NO PARKING (RED ZONES) ANYTME - ESTABLISH
Broadway, south side, from Columbus Avenue to 65 feet easterly (6-foot extension of sidewalk;
Broadway, north side, 57 feet west of Kearny Street (6-foot extension of the sidewalk); and,
Broadway, south side, 52 feet west of Kearny Street (6-foot extension of the sidewalk)

TOW AWAY, NO STOPPING, 7 AM TO 9 AM, MONDAY THROUGH FRIDAY – RESCIND
TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Columbus Avenue, west side, from Broadway to 60 feet northerly.

UNMETERED MOTORCYCLE PARKING - ESTABLISH
Waller Street, north side, from the driveway of 530 Waller Street to the driveway of 532 Waller Street (18-foot space, accommodating 5 unmetered motorcycle parking spaces).

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
16th Street, north side, from Bryant Street to 80 feet easterly (80-foot zone to create a right-turn only pocket).

TOW-AWAY, NO STOPPING AND TRANSIT LANE ONLY, 4 PM TO 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Harrison Street, north side, from the Embarcardero to First Street

RESIDENTIAL PERMIT PARKING AREA "Y" (2 HOUR PARKING TIME LIMIT, 9 AM TO 10 PM, EVERYDAY) - ESTABLISH
Harrison Street, south side, between Fremont and Spear Streets (currently unregulated);
Spear Street, west side, from Harrison Street to 140 feet southerly (currently unregulated);
Main Street, both sides, between Harrison and Bryant Streets (currently unregulated);
Beale Street, both sides, between Bryant and Harrison Streets (replaces existing signed time limits); and,
Beale Street, west side, between Harrison and Folsom Streets (replaces existing signed time limits).

PARKING METER AREA 1 (2-HOUR PARKING TIME LIMIT, 9 AM TO 6 PM, MONDAY

THROUGH SATURDAY) - ESTABLISH
Harrison Street, north side, between Fremont and Spear Streets (currently unregulated);
Spear Street, east side, from Harrison Street to 140 feet southerly (currently unregulated);
Harrison Street, south side, between The Embarcadero and Spear Streets (replaces signed time limit);
Beale Street, east side, between Folsom and Harrison Streets (currently unregulated)
Townsend Street, both sides, between 2nd Street and Colin P. Kelly Jr. Street (replaces 2 -hour signed time limit);
Brannan Street, both sides, between 2nd Street and Colin P. Kelly Jr. Street (replaces 2 -hour signed time limit); and,
2nd Street. west side. between King and Townsend Streets (currently unregulated).

TOW-AWAY, NO PARKING, 3:30 TO 7:00 PM, MONDAY THROUGH FRIDAY – ESTABLISH
Beale Street, west side, from Bryant Street to 50 feet northerly (50 foot zone).

TOW-AWAY, NO STOPPING ANYTIME – ESTABLISH
Beale Street, west side, from 50 feet to 230 feet north of Bryant Street (180 foot zone).

PERPENDICULAR PARKING – RESCIND
Beale Street, east side, from 300 feet to 353 feet south of Folsom Street and from 620 feet to 764 feet south of Folsom Street; and,
Beale Street, west side, from Bryant Street to 630 feet northerly (north end of Harrison Overpass).

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH
Pierce Street, west side, between Jackson Street and Pacific Avenue (legislates existing conditions).

TOW-AWAY, NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY RESCIND
California Street, north side, from Kearny Street to Mason Street.

PARKING METER AREA NO. 3 (2-HOUR PARKING TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
California Street, both sides, between Powell and Mason Streets.
(Parking and Traffic Department)
(9/28/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3251.)

10/2/2006. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061362 **[STOP Intersections]**
Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
22nd Avenue and Moraga Street, stopping 22nd Avenue, making this intersection an All-Way STOP;
Peru Avenue and Athens Street, stopping eastbound Peru Avenue, the stem of this T-intersection;
Circular Avenue and Havelock Street, stopping southbound Circular Avenue (legislates existing conditions);
Dorantes Avenue at Magellan Avenue, stopping Dorantes Avenue, making this T-intersection an All-Way STOP; and,
Brighton Avenue at Lakeview Avenue, stopping southbound Brighton Avenue, the stem of this T-intersection.
(Parking and Traffic Department)
(9/28/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3251.)

10/2/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061363 **[Traffic Regulations]**
Resolution enacting and rescinding traffic regulations on various streets.

RIGHT LANE MUST TURN RIGHT - ESTABLISH
Columbus Avenue, west side, from Broadway to 60 feet northerly.

ONE WAY STREET – RESCIND
Beale Street, between Bryant and Folsom Streets.

BIKE LANE (SOUTHBOUND) – ESTABLISH
Beale Street, west side, between Bryant and Folsom Streets.
(Parking and Traffic Department)
(9/28/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3251.)

10/2/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061391 **[Contract With Anticipated Expenditure in Excess of $10 Million]**
Resolution approving the Fourth Amendment to the Agreement between the City and County of San Francisco (Purchaser) and Sunset Scavenger Company (Contractor) for hauling services, resulting in total compensation to the Contractor in an amount not to exceed $10,480,000, pursuant to San Francisco Charter Section 9.118(b).
(Purchaser)

10/6/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

PROPOSED MOTIONS

Proposed motions received from September 26, 2006 through October 6, 2006, for reference by President to appropriate committee on October 17, 2006.

061387 **[Appoinment, Planning Commission]**
Mayor
Motion approving the Mayor's appointment of Marilyn Sue Lee to the Planning Commission term ending July 1, 2010.
(Section 4.105 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved; companion measure to File 061388.)
Transmittal date – October 3, 2006.

10/3/2006, RECEIVED AND ASSIGNED to Rules Committee.

061388 **[Appointment, Planning Commission]**
Mayor
Motion rejecting the Mayor's appointment of Marilyn Sue Lee to the Planning Commission term ending July 1, 2010.
(Section 4.105 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved; companion measure to File 061387.)
Transmittal date – October 3, 2006.

10/3/2006, RECEIVED AND ASSIGNED to Rules Committee.

061389 **[Reappointment, Planning Commission]**
Motion approving the Mayor's reappointment of William L. Lee to the Planning Commission term ending July 1, 2010.
(Mayor)
(Section 4.105 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved; companion measure to File 061390.)
Transmittal date – October 3, 2006.

10/3/2006, RECEIVED AND ASSIGNED to Rules Committee.

061390 **[Reappointment, Planning Commission]**
Motion rejecting the Mayor's reappointment of William L. Lee to the Planning Commission term ending July 1, 2010.
(Section 4.105 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved; companion measure to File 061389.)
Transmittal date – October 3, 2006.

10/3/2006, RECEIVED AND ASSIGNED to Rules Committee.

061394 **[Petitions and Communications]**

Petitions and Communications received from September 26, 2006 through October 6, 2006 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on October 17, 2006.

From Christian Holmer, submitting letters entitled "A Piece of the Action (able): SF City Attorney repeatedly violates CA Public Records Act on behalf of handful of City Agencies" dated September 29, 2006. 2 letters (1)

From Shelter Monitoring Committee, submitting the September 15, 2006 Quarterly Report of the Shelter Monitoring Committee. (2)

From Department of the Environment, submitting report on arsenic-treated wood in San Francisco. (3)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 255 Steiner Street. (4)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 1155 Harrison Street. (5)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 1520 Geneva Street. (6)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 950 Avalon Avenue. (7)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site 3682 18th Street. (8)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 1589 42nd Avenue. (9)

From concerned citizens, submitting support for landmark designation of St. Brigid's Church. File 051772. Copy: Each Supervisor (10)

From Office of the Controller, submitting the sources of funding for the Public Education Enrichment Fund for fiscal year 2007-08. (11)

From Office of the Legislative Analyst, submitting report on police disciplinary procedures in other California police departments. File 061140 (12)

From Department of Human Resources, submitting request for waiver of Administrative Code Chapters 12B and 12C for the Holiday Inn Fisherman's Wharf. (13)

From Municipal Transportation Agency, submitting request for waiver of Administrative Code Chapters 12B and 12C for Cubic Transportation Systems, Inc. (14)

From Public Utilities Commission, submitting request for waiver of Administrative Code Chapters 12B and 12C for Basic Chemical Solutions, LLC. (15)

From Public Utilities Commission, submitting request for waiver of Administrative Code Chapters 12B and 12C for Brenntag Pacific Inc. (16)

From SF Local Agency Formation Commission (LAFCO), regarding the attendance policy for SF Local Agency Formation Commissioners. (17)

From Office of the Assessor-Recorder, submitting the critara for giving a tax exemption to a property homeowner. Copy: Each Supervisor (18)

From Edith Mc Millan, submitting copy of letter sent to the Planning Commission urging them to deny proposed project at 2527 Mission Street. Copy: Each Supervisor (19)

From Edith Mc Millan, commenting on various decisions made by the San Francisco Planning Commissioners. Copy: Each Supervisor (20)

From Edith Mc Millan, submitting copy of letter sent to the Mayor regarding the San Francisco Assessor-Recorder. Copy: Each Supervisor (21)

From Kasper, regarding the appointment of Anne Marie Conroy to the position as Department Head of Emergency Services in San Francisco. (22)

From Ivy Wong, urging the Board of Supervisors to reevaluate the conditions of evictions and rent control in San Francisco. Copy: Each Supervisor (23)

From Metropolitan Transportation Commission, submitting copy of letter sent to the Mayor requesting he began consideration of the reappointment of Jon Rubin, or the appointment of a representative for a four-year term that commences February 10, 2007. (24)

From Eula Walters, submitting opposition to renaming Ferry Park to Sue Bierman Park. File 061223. Copy: Each Supervisor, 2 letters (25)

From concerned citizens, submitting support for proposed ordinance establishing a one-year pilot program requiring police foot patrols. File 060700, Copy: Each Supervisor, 5 letters (26)

From Office of the Controller, submitting report concerning the Statement of Cash and Investments of the Office of the Treasurer and Tax Collector as of March 31, 2006. (27)

From Tamar Strain, regarding animal testing being conducted by the research department at UCSF. (28)

From Department of Public Works, regarding the status of graffiti removal at various locations in District 5. (Reference No. 20060801-009) Copy: Supervisor Mirkarimi (29)

From Department of Public Works, regarding the status of graffiti removal from utility boxes at various locations in District 5. (Reference No. 20060919-012) Copy: Supervisor Mirkarimi (30)

From Department of Public Works, regarding the status of graffiti removal from the Frederick Douglas Brick signs on Oak and Pierce Streets. (Reference No. 20060919-003) Copy: Supervisor Mirkarimi (31)

From Department of Public Works, regarding the status of repairing potholes at 301 Lyon Street and 436 Fell Street. (Reference No. 20060919-009) Copy: Supervisor Mirkarimi (32)

From Livable City, commenting on Westfield and Forest City working collaboratively with BART on improvements to the Powell Street station. (33)

From Christian Holmer, submitting letter entitled "Real Time" Sunshine Audit #4: modifiable word documents. (34)

From Clerk of the Board, submitting notice that the following City departments and agency have submitted their conflict-of-interest code to the Office of the Clerk of the Board prior to October 1, 2006: Municipal Transportation Agency, Parking Authority, S.F.County Transportation Authority (35)

From Department of Human Resources, submitting request for waiver of Administrative Code Chapter 12B and 12C for Holiday Inn Civic Center. (36)

From Coalition for San Francisco Neighborhoods, regarding continuation of proposed ordinance "Community Improvement and Eastern Neighborhoods" pending receipt of written opinion from City Attorney regarding violation of City Charter Section 4.105. (37)

From Human Services Commission, submitting a copy of the San Francisco Human Services Commission Rules adopted in the September 28, 2006 regular meeting of the Commission. (38)

From Office of the Treasurer, submitting the investment activity (for fiscal year to date) of the portfolios under Treasurer's management. (39)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 1094 Revere Street. (40)

From Department of Public Works, regarding status of removing graffiti at 1949 Oak Street and 811-815 Oak Street. (Reference No. 20060919-011) Copy: Supervisor Mirkarimi (41)

From Department of Public Works, regarding status of removing graffiti from garbage cans at Stanyan and Carl, Masonic and Fell and Oak and Gough Streets. (Reference No. 20060919-013) Copy: Supervisor Mirkarimi (42)

From Office of the Controller, submitting report concerning the political activity audit of the Senior Action Network. (43)

From Francisco Da Costa, regarding dangerous dust particles of asbestos bombarding the children at a school on Kiska Road. (44)

From Department on the Status of Women, submitting the 1st quarterly report on a one-time only appropriation of $800,000 (June 2006) to augment activities of the current Partner Agencies of the Department who provide domestic violence, sexual assault prevention and intervention services. (45)

From Department of Elections, regarding preparations for the November 7, 2006 Consolidated General Election. (46)

From Department of Telecommunications and Information Services, regarding RCN's Open Video System Franchise. (47)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 4211 Judah Street. (48)

From Office of the Controller, submitting the financial audit of the San Francisco Children and Families Commission for fiscal year ended June 30, 2006. (49)

From Department of Public Works, submitting report in response to questions raised by the Mayor's Budget Office, Controller's Office and the Budget Analyst regarding the budgetary impact of operating the Municipal Asphalt Plant. (50)

From concerned citizens, submitting support for the St. Francis Yacht Club lease extension. File 061351, Copy: Budget and Finance Committee members, 4 letters (51)

From concerned citizens, submitting opposition to Fleet Week and the Blue Angels in San Francisco. 3 letters (52)

From SF Unified School District, regarding removal of graffiti at John Muir Elementary School. (Reference No. 20060815-008) Copy: Supervisor Mirkarimi (53)

From Department of Elections, regarding mailing the Voter Information Pamphlet for the November 7, 2006 Election. File 061008, Copy: Rules Clerk (54)

From Thomas Forsyth, inquiring what Supervisor Daly's plan is for cleaning up the area around UN Plaza of some of the vilest of individuals and trades so that residents and tourists staying in local hotels can safely walk in this area. Copy: Supervisor Daly (55)

From Residential Rent Stabilization and Arbitration Board, submitting the annual statistical report for fiscal year 2005-06. (56)

From Anne Magennis, commenting on the boarded up storefront which was previously Real Foods Market on 24th Street in Noe Valley. Copy: Supervisor Dufty (57)

From Ann Garrison, regarding City Attorney Dennis Herrera's opinion on the Bayview Hunter's Point Redevelopment Plan defeat by petitioners. Copy: Each Supervisor (58)

From Chris Jaksa, submitting request that an ordinance be drafted specifically banning smoking in small public open spaces. Copy: Each Supervisor (59)

From Idriss Stelley Foundation, regarding Bessie Burger a 94 year old homeless woman. Copy: Mayor, 3 letters (60)

From Francisco Da Costa, commenting on the three small power plants to be built close to Bay View Hunters Point, at Pier 80 on Port property. Copy: Each Supervisor (61)

From Richard Scott, regarding status of repair of the fire alarm system at the Lakewood Apartments. (62)

From Henri Belli, submitting suggestions to deal with crime in the area around Eddy and Webster Streets. Copy: Supervisor Mirkarimi, 3 letters (63)

From Geraldine Hayes, commenting on various initiatives that have been proposed for cleaning up the problem areas in San Francisco. (64)

From J.D., suggesting using volunteers in police service to make up for the 500 officers short of the mandated minimum in San Francisco. (65)

From Pamela Marie Calabrese, submitting support for making all drugs legal. (66)

From Larry Prager, regarding stickers/graffiti that seem to be getting worse in San Francisco. (67)

From Ann Garrison, submitting letter regarding the Patriot Act and the Bayview Hunter's Point Redevelopment Plan. Copy: Each Supervisor (68)

ADJOURNMENT

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

DOCUMENTS DEPT
OCT 20 2006
SAN FRANCISCO
PUBLIC LIBRARY
10-20-06A08:27 RCVD

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, October 24, 2006 2:00 PM

Regular Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Dufty, Peskin	Wednesday 1:00 PM
City and School District Select Committee Supervisors Ammiano, Maxwell, Ma, Commissioners Chin, Kelly, Wynns	2nd Monday (Bi-monthly) 4:00 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Dufty, Ma	1st and 3rd Monday 1:00 PM
Government Audit and Oversight Committee Supervisors Ammiano, Alioto-Pier, Peskin	2nd and 4th Monday 1:00 PM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Wednesday 1:00 PM
Rules Committee Supervisors Mirkarimi, Elsbernd, Ammiano	Thursday 10:00 AM
Select Committee on Ending Gun and Gang Violence Supervisors Maxwell, Mirkarimi, Ammiano	1st and 3rd Monday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office. Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 14

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

1. 061297 **[Public Utilities Commission Short-Term Indebtedness]**
Ordinance amending Sections 43.5.1 through 43.5.4, inclusive, of the San Francisco Administrative Code to authorize the Director of Public Finance to designate an alternate, to implement the provisions of Article VIIIB of the Charter and to make other clarifying revisions.
(Public Utilities Commission)

10/17/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

2. **061298** **[Authorization for the Public Utilities Commission to issue Commercial Paper Notes (Wastewater Series) in an aggregate principal amount not exceeding $150,000,000]**

Ordinance approving the issuance by the Public Utilities Commission of its Commercial Paper Notes (Wastewater Series) in an aggregate principal amount not exceeding $150,000,000 pursuant to Article VIIIB of the City Charter and Article V of Chapter 43 of Part I of the San Francisco Administrative Code, as amended, for the purpose of reconstructing and improving certain capital improvements related to the Wastewater Enterprise; approving the form and authorizing the execution of a credit facility, an issuing and paying agent agreement, one or more dealer agreements, an offering memorandum and other documents relating to such notes; approving the maximum interest rate on such notes; and related matters.

(Public Utilities Commission)

(Fiscal impact.)

10/17/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. **061304** **[Appropriating $950,000 of State of California health program revenue for mental health wrap around services for the Department of Public Health for Fiscal Year 2006-2007]**

Mayor, Supervisor Dufty

Ordinance appropriating $950,000 of State of California health program revenue for mental health wrap around services to provide clinical services to youth receiving services as a result of the SB 163 State initiative for the Department of Public Health for Fiscal Year 2006-2007, and authorizing reimbursement of contractor costs retroactive to September 1, 2006.

10/17/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Dufty, Ma

4. 061107 **[Traffic Regulations]**
Supervisor Ma
Resolution enacting and rescinding traffic regulations on various streets.

BICYCLE LANES - ESTABLISH
Sloat Boulevard, both directions, from Skyline Boulevard to The Great Highway.

RIGHT LANE MUST TURN RIGHT - RESCIND
Sloat Boulevard, eastbound, from Skyline Boulevard to 300 feet westerly.

RIGHT LANE MUST TURN RIGHT EXCEPT MUNI - ESTABLISH
Sloat Boulevard, westbound, from 37th Avenue to 39th Avenue; and,
Sloat Boulevard, eastbound, from Skyline Boulevard to 350 feet westerly.
(Parking and Traffic Department)
(Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3190.)

Question: Shall this Resolution be ADOPTED?

5. 061229 **[Liquor License Transfer, 1455 Custer Avenue]**
Hearing to consider that the transfer of a Type 20 off-sale beer and wine license from 55 Beverly Street to 1455 Custer Avenue (District 10), to Kathryn E. Kaufer, dba Kaufer's Religious Supplies, will serve the convenience of the people of the City and County of San Francisco.

Question: Shall this Resolution be ADOPTED?

6. 061242 **[STOP Intersections]**
Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
20th and Sanchez Streets, stopping the Liberty Street approaches to 20th Street;
Manzanita Avenue and Euclid Avenue, stopping Manzanita Avenue;
Iris Avenue and Euclid Avenue, stopping Iris Avenue;
King Street at Division Street, stopping southbound King Street;
Green and Montgomery Streets, stopping Montgomery Street at Green Street, making this uncontrolled intersection a two-way STOP.
Crestlake Drive and Yorba Street, making this Y-intersection an All-Way STOP.
(Parking and Traffic Department)
(8/28/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3236.)

Question: Shall this Resolution be ADOPTED?

7. 061257 **[Parking Regulations - Noe Street]**
Supervisor Dufty
Resolution enacting angle parking regulations on the east side of Noe Street, between 29th and Day Streets.

Question: Shall this Resolution be ADOPTED?

8. 061313 **[STOP Intersections]**
Supervisor Dufty
Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
Addison and Farnum Streets, stopping Addison Street, making this intersection an all-way STOP.
(9/15/06 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street.)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors McGoldrick, Dufty

9. 061289 **[Gift - Private - Department of Public Health, Laguna Honda Hospital & Rehabilitation Center]**
Supervisor Elsbernd
Resolution authorizing the San Francisco Department of Public Health (SFDPH), Laguna Honda Hospital & Rehabilitation Center (LHH) to accept and expend a monetary gift donation to Laguna Honda Hospital in the amount of $50,000 from the Mildred Oliva Trust, through Shirley A. Reece, Trustee, for the exclusive benefit of the residents of the LHH Hospice Unit.
(Public Health Department)

Question: Shall this Resolution be ADOPTED?

10. 061290 **[Gift of Equipment to Fire Department]**
Resolution accepting a gift of equipment to the Fire Department from the Fireman's Fund Insurance Company as follows: (1) an ambulance simulator and a training mannequin, with a combined value of approximately $37,200; and (2) equipment for the Fire Boat valued at approximately $10,000.

Question: Shall this Resolution be ADOPTED?

11. 061331 **[Study of at-risk and HIV positive youth in San Francisco]**
Supervisor Dufty
Resolution authorizing the San Francisco Department of Public Health (DPH), to enter retroactively into an agreement in the amount of $26,851 with the University of California (UCSF), the primary contractor, to participate in a study of at-risk and HIV positive youth in San Francisco, for the period of March 1, 2006 to February 28, 2007.
(Public Health Department)

Question: Shall this Resolution be ADOPTED?

12. 061332 **[Study of HIV transmission behavior in HIV-positive men]**

Supervisor Dufty

Resolution authorizing the San Francisco Department of Public Health (DPH), to enter retroactively into an agreement in the amount of $21,786 with the University of California, San Francisco (UCSF), the primary contractor, to participate in a study to examine decisions to have high transmission-risk sex; study the efficacy of a prevention counseling intervention; and determine whether future episodes of unprotected sex is reduced, for the period of September 1, 2005 to August 31, 2006.
(Public Health Department)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, McGoldrick

13. 061320 **[Property and Business Improvement Districts]**

Supervisor Peskin

Ordinance amending Section 1511 of the San Francisco Business and Tax Regulations Code to (1) allow the owners of businesses who would pay at least 30% of the proposed assessment, or a combination of property owners and business owners who would pay at least 30% of the proposed assessment, to petition the Board of Supervisors to form a property and business improvement district, and (2) make conforming and clarifying changes to the procedural and substantive augmentation of state law governing the formation of property and business improvement districts.

10/17/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Maxwell, Sandoval, McGoldrick

14. 061203 **[Approval of the sale of street flower market permit on Grant Avenue near Post Street and deletion of site location]**

Supervisor Peskin

Ordinance approving the sale of a street flower market permit pursuant to San Francisco Public Works Code Article 5, Section 161, and amending Public Works Code Article 5, Section 155 to delete the flower market location on the east sidewalk of Grant Avenue within 100 feet south of the southerly line of Post Street.

10/17/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

15. 061266 **[Public Employment - Public Defender]**
Supervisors Mirkarimi, Daly, Ammiano, Maxwell
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the addition of 1.0 Court Alternative Specialist I and 2.0 Social Workers in the Office of the Public Defender (PDR).
(Supervisor Peskin dissented in committee.)

10/17/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

16. 061312 **[Appropriating $2,166,000 to fund Laguna Honda Hospital increased costs for the Department of Public Health retroactive to Fiscal Year 2005-2006]**
Supervisors Daly, Elsbernd
Ordinance appropriating $2,166,000 of Laguna Honda Hospital surplus revenues to fund increased costs in salaries, non-personal services, and materials and supplies for the Department of Public Health retroactive to Fiscal Year 2005-2006.
(Fiscal impact.)

10/17/2006, PASSED ON FIRST READING. Supervisor Elsbernd requested to be added as a co-sponsor.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

17. 050176 **[Amending the Planning Code to make all massage establishments conditional uses]**
Supervisors Ma, Maxwell, Sandoval
Ordinance amending Sections 218.1, 710.54, 711.54, 712.54, 713.54, 716.54, 717.54, 718.54, 719.54, 720.54, 721.54, 722.54, 723.54, 724.54, 725.54, 726.54, 727.54, 728.54, 729.54, 730.54, 810.54, 811.54, 812.54, 790.60 and 890.60 of the Planning Code to define massage establishments per Section 1900 of the Health Code, to provide that all massage establishments shall be permitted as conditional uses, to provide that non-incidental massage establishments must first obtain all required permits from the Health Department before seeking a conditional use permit, and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.
Supervisor McGoldrick dissented in committee.

6/7/2005, RE-REFERRED to Land Use Committee. Supervisor Sandoval requested to be added as a co-sponsor.

9/19/2006, CONTINUED. Continued to October 24, 2006

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendation of the Select Committee on Ending Gun & Gang Violence

Present: Supervisors Maxwell, Mirkarimi, Ammiano

18. 060700 **[Police Foot Patrols]**
Supervisors Mirkarimi, Daly, Ammiano, Maxwell, Sandoval
Ordinance adopting Section 10A.1 of the San Francisco Administrative Code to establish a one-year pilot program requiring foot patrols in crime-impacted areas within the boundaries of Northern, Park, Tenderloin, Mission, Ingleside, Taraval, Southern and Bayview Police District Stations, and require reporting and review on the effectiveness of the foot patrols.

8/15/2006, CONTINUED. Continued to September 19, 2006

9/19/2006, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Supervisor Mirkarimi, seconded by Supervisor McGoldrick, moved to revefer this matter to Committee.
Supervisor Mirkarimi and Supervisor McGoldrick, rescinded its motion to refer this matter.
Supervisor Daly, seconded by Supervisor Ammiano, moved an amendment of the whole bearing new title.

San Francisco Police Chief Heather Fong addressed the Board members.

9/19/2006, RE-REFERRED to Select Committee on Ending Gun and Gang Violence. Re-referred as amended.

10/17/2006, PASSED ON FIRST READING AS DIVIDED. Supervisor Daly moved to divide the question to discuss whether to amend the legislation to include the addition of Central and Richmond Police Stations.
File was divided.(See File No. 061453)

Supervisor Daly moved to amend the legislation to remove language relating to the delay of the implementation of the Ordinance.
Motion failed for lack of a second.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

19. 061343 **[Confirmation of Mayor's Appointment - Port Commission]**
Mayor
Resolution confirming the appointment of Rodney Fong to the San Francisco Port Commission, term ending May 1, 2010.

10/17/2006, CONTINUED. Continued to October 24, 2006
Question: Shall this Resolution be ADOPTED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

20. 061275 **[Appropriating $2,258,089 of General Fund Reserve for Violence Prevention in the Police Department, Adult Probation and Juvenile Probation for Fiscal Year 2006-2007.]**
Mayor
Ordinance appropriating $2,258,089 of General Fund Reserve for violence prevention programs, including $1,880,548 in the Police Department for additional salaries and overtime, $268,018 in the Adult Probation Department for salaries, overtime and equipment, $49,523 in the Juvenile Probation Department for increased overtime, and $60,000 in the Sheriff's Department for overtime for Fiscal Year 2006-2007; and authorizing retroactive payment of Police and Sheriff overtime. All funds appropriated below are placed on reserve pending review of actual expenditures and expenditure projections in the departments.

Question: Shall this Ordinance be PASSED ON FIRST READING?

21. 061404 **[Increasing the distribution of uniform filing fees to the Law Library provided by the Business and Professions Code]**
Supervisor Peskin
Resolution increasing the distribution of uniform filing fees provided by Business and Professions Code sections 6321 and 6322.1 to defray Law Library expenses.

Question: Shall this Resolution be ADOPTED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Dufty

22. 061235 **[Exemption from Requirement that Ambulances Carry Spare Tire and Jack]**
Resolution authorizing the San Francisco Fire Department to be exempt from California Code of Regulations Title 13, Division 2, Chapter 5, Article 1, Section 1103(e) and (f), requiring ambulances to carry spare tire and jack.
(Fire Department)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors McGoldrick, Dufty, Ma

23. **061262** **[Parking Regulations - Balboa Reservoir]**
Supervisor Elsbernd
Resolution enacting and rescinding parking regulations at various locations.

1-HOUR TIME LIMIT, 7 AM TO 6 PM, MONDAY THROUGH SATURDAY - RESCIND
Ocean Avenue, north side, from Lee Avenue to Plymouth Avenue.

PARKING METER AREA 3, 2-HOUR, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH
Ocean Avenue, north side, from Lee Avenue to Plymouth Avenue.
Ocean Avenue, south side, from Brighton Avenue to Plymouth Avenue.
(9/11/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street.)

Question: Shall this Resolution be ADOPTED?

24. 061241 **[Parking Regulations]**
Resolution enacting and rescinding parking regulations at various locations.

TOW-AWAY NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
Kearny Street, west side, from Broadway to 79 feet southerly.

PARKING METER AREA NO. 3 (2-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Folsom Street, both sides, between 5th and 6th Streets; and,
South Van Ness Avenue, both sides, between Mission and Howard Streets.

NO PARKING ANYTIME - ESTABLISH
Market Street, west side, from the light pole, approximately 100 feet south of the driveway of 3550 Market Street to the driveway of 3620 Market Street (due to the absence of a sidewalk).

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Folsom Street, north side, from 138 feet to 188 feet east of 2nd Street.

UNMETERED MOTORCYCLE PARKING - ESTABLISH
Leavenworth Street, east side, from the south side of the driveway of 808 Leavenworth Street to 20 feet southerly (20-foot space, accommodating 4 motorcycle parking spaces).

PARKING METER AREA NO. 2 (2-HOUR PARKING TIME LIMIT, 7 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Natoma Street, south side, between 5th and Mary Streets (portion of the 400 block)

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Webster Street, along the terminus, south of Hermann Street (Unit Block); and, Webster Street, east side, from the terminus to 29 feet northerly (Unit Block).

NO PARKING ANYTIME - ESTABLISH
101 Lansdale Avenue, from 97 feet north of the southeast property line of 101 Lansdale Avenue to 112 feet west of the northeast property line of 101 Lansdale Avenue (along the inside of the curve adjacent to 101 Lansdale Avenue).

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH
Pennsylvania Avenue, east side, from 23rd Street to 350 feet northerly.

PARKING METER AREA NO. 2, 7AM TO 6PM, 2-HOUR TIME LIMIT, MONDAY THROUGH SATURDAY - ESTABLISH Market Street, north side, from 12th Street to Van Ness Avenue (within the parking bay area).

TOW-AWAY NO STOPPING ANYTIME - ESTABLISH
Market Street, north side, from Page Street to 12th Street.

RESIDENTIAL PERMIT PARKING AREA 'U' - RESCIND
45 Lansing Street, Lot 59 of Block 3749 on the Unit block of Lansing Street. (Parking and Traffic Department)
(Parking and Traffic Department)
(8/28/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3236.)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES

Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:

1. *Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
2. *Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
3. *Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
4. *Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.*
5. *Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.*

25. 061292 **[Public Hearing - Appeal of Determination of Exemption from Environmental Review for 1 La Avanzada Street (aka 250 Palo Alto Avenue)]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated August 3, 2006 (Case No. 2006.0787E), exempting from environmental review under Categorical Exemption, Class 1 [CEQA State Guidelines, Section 15301(b)], the proposed project at 1 La Avanzada Street (aka 250 Palo Alto Avenue). The proposal would replace four existing small receive-only antennas and add a fifth such antenna to the fifth level of Sutro Tower, and add four receive-only antennas to the roof of the existing control building. The project site is located on Mount Sutro and is zoned RH-1(D) (Residential, House - One Family, Detached) and is within a 40-X Height and Bulk District. (Appellant: Doris Linnenbach on behalf of Twin Peaks Improvement Association.)

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)

26. 061293 **[Affirming the categorical exemption issued for the 1 La Avanzada Street project]**

Motion affirming the determination by the Planning Department that the 1 La Avanzada Street project is categorically exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

27. 061294 **[Disapproving the categorical exemption issued for the 1 La Avanzada Street project]**
Motion disapproving the determination by the Planning Department that the 1 La Avanzada Street project is categorically exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

28. 061295 **[Preparation of findings related to the 1 La Avanzada Street project]**
Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 1 La Avanzada Street is exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following items will be considered by the Government Audit and Oversight Committee at a Regular Meeting on Monday, October 23, 2006 at 1:00 p.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, October 24, 2006.

29. 061419 **[Resolution of Intention to form the Fisherman's Wharf Portside Community Benefit District]**
Supervisor Peskin
Resolution (1) declaring the intention of the Board of Supervisors to establish a business-based business improvement district (community benefit district) to be known as the "Fisherman's Wharf Portside Community Benefit District" and levy a multi-year assessment on identified businesses in the district, (2) approving the management district plan for the district, (3) ordering and setting a time and place for a public hearing thereon, (4) approving the form of the Notice of Public Hearing and Assessment Ballots, and (5) directing the Clerk of the Board of Supervisors to give notice of the public hearing as required by law.

Question: Shall this Resolution be ADOPTED?

30. 061420 **[Assessment Ballot for City Parcel]**
Supervisor Daly
Resolution authorizing the Mayor to cast an assessment ballot in the affirmative on behalf of the City and County of San Francisco as the owner of one parcel of real property that would be subject to assessment in the proposed property and business improvement district to be named the Central Market Community Benefit District.

Question: Shall this Resolution be ADOPTED?

31. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

32. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 33 through 38

33. 061441 **[Urging BART Board of Directors to reconsider decision to allow alcohol advertising]**
Supervisor Ammiano
Resolution urging the BART Board of Directors to reconsider its recent decision to permit alcohol advertising in BART stations and trains.

10/17/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

34. 061442 **[Continuing the Ongoing work of the Utility Undergrounding Task Force]**
Supervisor Dufty
Resolution continuing the ongoing work of the Utility Undergrounding Task Force to advise the City and County of San Francisco on the future of the utility undergrounding process in San Francisco and to complete its work by October 31, 2006.

10/17/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

35. 061443 **[Supporting Proposition 86, the Tobacco Tax Act]**
Supervisor Ma
Resolution supporting Proposition 86, the Tobacco Tax Act.

10/17/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

36. 061445 **[Commending California State Senate Assistant President Pro Tempore Jackie Speier]**

Supervisor Sandoval

Resolution commending California State Senator Jackie Speier for nearly three decades of legislative service.

10/17/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

37. 061446 **[Proclaiming October 24, 2006 as Stoney, A Clown Who Rabble Rouses in Defense Of Free Speech, Day]**

Supervisor Sandoval

Resolution proclaiming October 24, 2006 as Stoney Day.

10/17/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

38. 061444 **[Waiver permitting City Employees to Assist the Department of Elections with the November 7, 2006 election]**

Supervisor Peskin

Motion granting a waiver from the prohibition imposed by Charter section 13.104.5, to permit City employees to assist the Department of Elections with the November 7, 2006 election.

10/17/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

39. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from October 10, 2006 through October 16, 2006, for reference by President to appropriate committee on October 24, 2006.

061401 **[Settlement of Lawsuit - Daniel Kuhstoss]**
Ordinance authorizing settlement of the lawsuit filed by Daniel Kuhstoss against the City and County of San Francisco for $465,000; the lawsuit was filed on April 18, 2005 in San Francisco Superior Court, Case No. 440-542; entitled Daniel Kuhstoss, et al., v. City and County of San Francisco, et al.
(City Attorney)

10/11/2006, RECEIVED AND ASSIGNED to Rules Committee.

061402 **[Settlement of Lawsuit - Kevin Roy Jordan]**
Ordinance authorizing settlement of the lawsuit filed by Kevin Roy Jordan against the City and County of San Francisco for $100,000.00; the lawsuit was filed on February 21, 2003 in United States District Court, Case No. C03-1194; entitled Kevin Jordan, et al., v. City and County of San Francisco, et al.
(City Attorney)

10/11/2006, RECEIVED AND ASSIGNED to Rules Committee.

061403 **[Settlement lawsuit - Vilda and Amber Curry]**
Ordinance authorizing settlement of the lawsuit filed by Vilda Curry and Amber Curry, by and through her guardian ad litem, Vilda Curry against the City and County of San Francisco for $625,000; the lawsuit was filed on March 31, 2003 in San Francisco Superior Court, Case No. 417-407; entitled Vilda Curry, et al. v. City and County of San Francisco, et al.
(City Attorney)

10/11/2006, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from October 10, 2006 through October 16, 2006, for reference by President to appropriate committee on October 24, 2006.

061400 **[Authorizing Tax Collector Attorney to file suit against responsible relative of recipient of services at City hospitals to recover value of services]**
Resolution authorizing Tax Collector Attorney to file suit against responsible relative to recover value of services rendered at hospital facilities operated by the San Francisco Department of Public Health.
(Treasurer-Tax Collector)

10/13/2006, RECEIVED AND ASSIGNED to Rules Committee.

061412 **[Request authorization by the Board to adopt the County Description of Proposed Expenditure of California Healthcare for Indigents Program (CHIP) funds for Fiscal Year 2006-07]**
Resolution authorizing adoption of the County Description of Proposed Expenditure of California Healthcare for Indigents (CHIP) funds for Fiscal Year 2006-07 and that the President or duly authorized representative of the Board of Supervisors of the City and County of San Francisco can certify the County Description of Proposed Expenditure of CHIP funds for the Fiscal Year 2006-07.
(Public Health Department)

10/13/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061413 **[Settlement of Grievance - United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38 ("Union")]**
Resolution approving the settlement of the grievance (ERD No. 40-05-1446) filed by United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38 ("Union") on behalf of Grievants against the City and County of San Francisco for $167,090.33. Other material term of said settlement is that Grievants and Union shall release all claims relating to the aforementioned grievance (ERD No. 40-05-1446).
(Human Resources Department)

10/16/2006, RECEIVED AND ASSIGNED to Rules Committee.

061457 [Petitions and Communications]

Petitions and Communications received from October 10, 2006 through October 16, 2006 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on October 24, 2006.

From Henri Belli, regarding the ongoing criminal activity on Larch Street in the Western Addition. (1)

From concerned citizens, submitting support for approval of the St. Francis Yacht Club lease renewal. File 061351, Copy: Budget Committee members, 6 letters (2)

From Planning Department, forwarding letter from the Landmarks Preservation Advisory Board recommending that St. Brigid's Church should remain eligible for the National Register of Historic Places and should remain listed on the California Register of Historical Resources. (3)

From Office of Labor Standards Enforcement, on behalf of the Sweatfree Procurement Advisory Group, requesting advice and intervention from the Mayor and Board of Supervisors regarding implementation of the Sweatfree Contracting Ordinance in an effective manner. Copy: Each Supervisor (4)

From Office of the Controller, submitting the Controller's annual report on impact fees for the Rincon Hill Community Improvements Fund and the SOMA Community Stabilization Fund. Copy: Each Supervisor (5)

From Recreation and Parks Department, responding to request for an explanation as to why the Department is planning to spend $750,000 on an Environmental Impact Report for the Natural Areas Program if the Natural Areas Program may never be implemented. (Reference No. 20060912-003) Copy: Supervisor Elsbernd (6)

From Chabad of SF, submitting support for the reappointment of Bill Lee to the Planning Commission. Copy: Rules Committee (7)

From Francisco Da Costa, submitting letter entitled "Lennar exposes children to asbestos on Kiska Road" in Hunters Point. (8)

From concerned citizens, commenting on the proposed health plan for taxi drivers in San Francisco. File 061255 & 061385, Copy: Each Supervisor, 2 letters (9)

From Department of Elections, submitting update #9 regarding implementation of the new voting system for the June 6, 2006 Election and the implementation of Ranked-Choice Voting for the November 7, 2006 Election. File 060148 (10)

From Human Services Agency, responding to inquiry that the Human Services Agency regularly conducts site visits to all City-funded shelters to verify that there are always adequate supplies of first aid kits, CPR Masks, toilet paper, and toiletries. (Reference No. 20061003-009) Copy: Supervisor Ammiano (11)

From Andrea O'Leary, inquiring if Supervisor Maxwell is involved with a private committee of dog owners and some who are not to test Esprit as an off-leash "timed use" park. (12)

From Supervisor Maxwell, responding that her office does not participate in the community meetings regarding the Esprit Park. (13)

From Arts Commission, submitting quarterly report for the quarter ending September 30, 2006. (14)

From concerned citizens, commenting on the Pete Wilson controversy. 9 letters (15)

From Eula Walters, submitting opposition to changing the name of Ferry Park to Sue Bierman Park. File No. 061223, Copy: Each Supervisor (16)

From Athanasios Rebelos, submitting support to adding more medallions to the City's taxi fleet. Copy: Each Supervisor (17)

From Christian Holmer, submitting press release announcing rally at City Hall on Monday, October 16, 2006 at 12 Noon, regarding communities of color in San Francisco systematically disappearing. (18)

From Robert Planthold, submitting letter commenting that exclusion of the Department of Parking and Traffic from the very limited scope of the Transit Effectiveness Program may lead to problems. (19)

From Steefel, Levitt & Weiss, regarding opposition to proposed landmarking of the former St. Brigid Church. File 051772, Copy: Each Supervisor (20)

From District Attorney's Office, submitting report entitled "Results and Resources" for fiscal year 2004/05. (21)

From Planning Department, submitting the 2005 Housing Inventory Report. (22)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 4501 Irving Street. (23)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 5655 Mission Boulevard. (24)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 598 Castro Street. (25)

From James Deveney, concerning construction project being planed for 461 Chenery Street. Copy: Each Supervisor (26)

From concerned citizens, regarding the timed use plan for unleashed dogs. 2 letters (27)

From Ahimsa Porter Sumchai, regarding a ten year analysis of health outcomes in Bayview Hunters Point. (28)

From Ahimsa Porter Sumchai, regarding Supervisor Maxwell's record on health outcomes in District 10. Copy: Supervisors Maxwell, Peskin (29)

From John Barrett, commenting on the "Third World" conditions in District 6. Copy: Supervisor Daly (30)

From Christine O., urging the Board of Supervisors to audit the Sunset Scavenger Company. (31)

From James Langan, inquiring what steps the Board of Supervisors will take to ensure public safety in the area of 4th and Market Streets. Copy: Each Supervisor (32)

From Russell Carpenter, commending Mr. Warren Hellman for putting on the annual bluegrass festival in Golden Gate Park. (33)

From Richard Reffner, regarding replacing the current speed bumps along Minerva Street (between Capitol and Orizaba). Copy: Supervisor Sandoval (34)

ADJOURNMENT

City and County of San Francisco
NOTICE OF PUBLIC HEARING
Board of Supervisors

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

General Notice

Transmitted: 10-20-2006

A public hearing will be held on 10/31/2006, at 4:00 PM, or as soon as possible after this time, at Legislative Chamber, Rm 250, City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

The Board of Supervisors will hold a public hearing relative to the listed subjects. All interested parties are cordially invited to attend. Persons who are unable to attend the hearing may submit written comments regarding this matter prior to the beginning of the hearing. These comments will become part of the official public record.

Mail comments for the Listed Files to: Board of Supervisors, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102

061327 **[Public Hearing - Appeal of Determination of Exemption from Environmental Review for 2564 Sutter Street]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated June 29, 2006 (Case No. 2005.0486E), exempting from environmental review under Categorical Exemption, [State CEQA Guidelines, Section 15301 (Class 1)], the proposed project at 2564 Sutter Street. The proposal would alter and add to an existing 29-foot tall, one-and-a-half-story over basement single-family residence to create an approximately 40-foot tall, four-story over basement, three-unit residential building. The proposed project includes 1) raising the structure to create a basement parking garage; 2) a 2-story, stepped-back, vertical addition that would increase the height to approximately 40-feet; 3) a 3-level horizontal (to the rear) addition that would extend the existing building to within approximately 34 feet of the rear property line; and 4) interior renovations of the existing building and alterations of the facade. A new garage, stairway and front door entry, as well as the alteration/enlargement of the basement level and related windows would be visible at the front facade. The project site is within the RH-3 (Residential, House, Three-Family) zoning district and within a 40-X height and bulk district. (Appellant: Stephen M. Williams)

Gloria L. Young, Clerk of the Board

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the certification of determination of exemption/exclusion from environmental review decision described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

DOCUMENTS DEPT
OCT 23 2006
SAN FRANCISCO
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10-23-06A11:33 RCVD

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

DOCUMENTS DEPT.
OCT 27 2006
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Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, October 31, 2006 2:00 PM

Regular Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Dufty, Peskin	Wednesday 1:00 PM
City and School District Select Committee Supervisors Ammiano, Maxwell, Ma, Commissioners Chin, Kelly, Wynns	2nd Monday (Bi-monthly) 4:00 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Dufty, Ma	1st and 3rd Monday 1:00 PM
Government Audit and Oversight Committee Supervisors Ammiano, Alioto-Pier, Peskin	2nd and 4th Monday 1:00 PM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Wednesday 1:00 PM
Rules Committee Supervisors Mirkarimi, Elsbernd, Ammiano	Thursday 10:00 AM
Select Committee on Ending Gun and Gang Violence Supervisors Maxwell, Mirkarimi, Ammiano	1st and 3rd Monday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 6

Recommendation of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

1. 061275 **[Appropriating $2,258,089 of General Fund Reserve for Violence Prevention in the Police Department, Adult Probation and Juvenile Probation for Fiscal Year 2006-2007.]**
Mayor
Ordinance appropriating $2,258,089 of General Fund Reserve for violence prevention programs, including $1,880,548 in the Police Department for additional salaries and overtime, $268,018 in the Adult Probation Department for salaries, overtime and equipment, $49,523 in the Juvenile Probation Department for increased overtime, and $60,000 in the Sheriff's Department for overtime for Fiscal Year 2006-2007; and authorizing retroactive payment of Police and Sheriff overtime. All funds appropriated below are placed on reserve pending review of actual expenditures and expenditure projections in the departments.

10/24/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

2. 061359 **[Settlement of Lawsuit - CCSF v. William D. Spencer, F. W. Spencer & Son, Inc., et. al.]**

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against William D. Spencer, F.W. Spencer & Son, Inc., Brisbane Mechanical Company, Bruce Bonar, Lou Thomas, William McGahan (together, the "Spencer Parties"), A. Answer, Inc. and Troy's Contracting, Inc. on January 16, 2004 in San Francisco Superior Court, Case No. CGC –04-429249, entitled, City and County of San Francisco et. al. v. F. W. Spencer & Son, Inc. et. al., with (a) the Spencer Parties paying $2,000,000 by January 24, 2007, and dismissing its actions and cross-actions against the City and others and the Spencer Parties releasing all claims on the Moscone Center Expansion Project and The San Francisco Jail Replacement No. 3 Project ; and (b) A. Answer, Inc. and Troy's Contracting, Inc. paying $124,000 within 60 days of final approval of this settlement. The Spencer Parties' action was brought against San Francisco, City Attorney Dennis Herrera and others, and was coordinated as part of the California Judicial Council Coordination Proceeding No. 4379.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

3. 061405 **[Appointment - Veterans Affairs Commission]**

Resolution appointing Michael Thompson, term ending January 31, 2009, to the Veterans Affairs Commission.

Michael Thompson, succeeding himself, term expired, seat 2, must be an at-large appointment, for the unexpired portion of a four-year term ending January 31, 2009.

Question: Shall this Resolution be ADOPTED?

4. 061406 **[Appointment - Asthma Task Force]**

Resolution appointing Tiffany Sutter, term ending June 30, 2007, to the Asthma Task Force, residency requirement waived.

Tiffany Sutter, succeeding Micah McLorin, resigned, seat 13, must be a representative of lung health/asthma-specific organizations and is a voting member, for the unexpired portion of a two-year term ending June 30, 2007.

Question: Shall this Resolution be ADOPTED?

5. 061407 **[Appointment - Local Homeless Coordinating Board]**

Resolution appointing Ginger Martin, term ending October 21, 2010, to the Local Homeless Coordinating Board.

Ginger Martin, succeeding Rev. Harry Chuck, resigned, seat 4, must be a representative of homeless or formerly homeless, community and advocacy organizations, service-provider agencies, business and corporate sectors or the foundation community, for the unexpired portion of a five-year term ending October 21, 2010.

Question: Shall this Resolution be ADOPTED?

6. 061410 **[Appointment - Pedestrian Safety Advisory Committee]**

Resolution appointing Howard Strassner, term ending March 28, 2008, to the Pedestrian Safety Advisory Committee.

Howard Strassner, succeeding himself, term expired, seat 7, must be a representative from transit or environmental organization, for the unexpired portion of a two-year term ending March 28, 2008.

Question: Shall this Resolution be ADOPTED?

Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated: _____

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

7. 061344 **[Confirmation of Mayor's Appointment - Treasure Island Development Authority]**
Mayor
Resolution confirming the appointment of Owen Stephens to the Treasure Island Development Authority Board of Directors, term ending April 28, 2010.

10/17/2006, CONTINUED. Continued to October 31, 2006
Question: Shall this Resolution be ADOPTED?

8. 061345 **[Confirmation of Mayor's Reappointment - Treasure Island Development Authority]**
Mayor
Resolution confirming the reappointment of Claudine Cheng to the Treasure Island Development Authority Board of Directors, term ending April 28, 2010.

10/17/2006, CONTINUED. Continued to October 31, 2006
Question: Shall this Resolution be ADOPTED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

9. 061373 **[Appropriating $10,675,589 of State and Federal revenues for various programs in the Department of Human Services for Fiscal Year 2006-2007]**
Mayor, Supervisor Dufty
Ordinance authorizing the Department of Human Services to accept and expend a Federal food stamps grant in the amount of $999,993, and appropriating $10,675,589 of State and Federal revenues for CalWORKS Work Participation Program, the Family and Children's Services Child Welfare Services Program, the Food Stamps Outreach Program, the Housing and Homeless Management Information System Program, and the Workforce Development's Food Stamps Employment and Training Program in the Department of Human Services for Fiscal Year 2006-2007.
(Fiscal impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

10. 061374 **[Public Employment - Human Services Agency]**
Mayor
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the addition of 35.8 new positions at the Human Services Agency.
(Fiscal impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

11. 061391 **[Contract With Anticipated Expenditure in Excess of $10 Million]**
Resolution approving the Fourth Amendment to the Agreement between the City and County of San Francisco (Purchaser) and Sunset Scavenger Company (Contractor) for hauling services, resulting in total compensation to the Contractor in an amount not to exceed $10,480,000, pursuant to San Francisco Charter Section 9.118(b).
(Purchaser)

Question: Shall this Resolution be ADOPTED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, Peskin

12. 061210 **[Allowing advertising on E-Line and Third Street Light Rail Line boarding platforms]**
Supervisor Maxwell
Ordinance amending Article 6 of the San Francisco Planning Code by amending Section 603 thereof, to permit transit shelter advertising on public transit boarding platforms in connection with the E-Line and Third Street Light Rail Line projects; and adopting findings pursuant to City Planning Code Section 101.1.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

13. 061167 **[Authorizing the City to contribute to the payment of funeral costs of City employees who have died in the line of duty]**
Supervisors Peskin, Mirkarimi, Ammiano
Ordinance amending the San Francisco Administrative Code by adding Section 16.7, to authorize the City to contribute to the payment of funeral costs of City employees who have died in the line of duty, including payments retroactive to July 1, 2006.

Question: Shall this Ordinance be PASSED ON FIRST READING?

14. 061245 **[Appointment - Graffiti Advisory Board]**
Resolution appointing Don Bechler, for an indefinite term, to the Graffiti Advisory Board.
Don Bechler, succeeding Machaela Hoctor, resigned, seat 10, must be an at-large member knowledgeable in graffiti issues, for an indefinite term.
Supervisor Elsbernd dissented in committee.

Question: Shall this Resolution be ADOPTED?

15. 061409 **[Appointment - Association of Bay Area Governments Executive Board]**
Resolution appointing Supervisor Chris Daly, term ending June 30, 2007, to the Association of Bay Area Governments Executive Board.
Supervisor Chris Daly, succeeding Supervisor Fiona Ma, resigned, seat 1, must be a member of the Board of Supervisors, for the unexpired portion of a two-year term ending June 30, 2007.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

16. 061392 **[Hearing - Central Market Community Benefit District]**
Hearing of persons interested in or objecting to proposed resolution establishing a property-based business improvement district to be known as the "Central Market Community Benefit District (CBD)," ordering the levy and collection of assessments against property located in that district for seven years, commencing with fiscal year 2006-2007, subject to conditions as specified, and making environmental findings.
(Clerk of the Board)

Action:_____

Committee of the Whole Adjourn and Report Without Recommendation

17. 061393 **[Resolution to establish the Central Market Community Benefit District]**
Supervisor Daly
Resolution establishing a property-based business improvement district to be known as the "Central Market Community Benefit District (CBD)," ordering the levy and collection of assessments against property located in that district for seven years, commencing with fiscal year 2006-2007, subject to conditions as specified, and making environmental findings.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES
Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:

1. *Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
2. *Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
3. *Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
4. *Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.*
5. *Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.*

18. **061327** **[Public Hearing - Appeal of Determination of Exemption from Environmental Review for 2564 Sutter Street]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated June 29, 2006 (Case No. 2005.0486E), exempting from environmental review under Categorical Exemption, [State CEQA Guidelines, Section 15301 (Class 1)], the proposed project at 2564 Sutter Street. The proposal would alter and add to an existing 29-foot tall, one-and-a-half-story over basement single-family residence to create an approximately 40-foot tall, four-story over basement, three-unit residential building. The proposed project includes 1) raising the structure to create a basement parking garage; 2) a 2-story, stepped-back, vertical addition that would increase the height to approximately 40-feet; 3) a 3-level horizontal (to the rear) addition that would extend the existing building to within approximately 34 feet of the rear property line; and 4) interior renovations of the existing building and alterations of the facade. A new garage, stairway and front door entry, as well as the alteration/enlargement of the basement level and related windows would be visible at the front facade. The project site is within the RH-3 (Residential, House, Three-Family) zoning district and within a 40-X height and bulk district. (Appellant: Stephen M. Williams)

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)

19. 061328 **[Affirming the categorical exemption issued for the 2564 Sutter Street project]**
Motion affirming the determination by the Planning Department that the 2564 Sutter Street project is categorically exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

20. 061329 **[Disapproving the categorical exemption issued for the 2564 Sutter Street project]**
Motion disapproving the determination by the Planning Department that the 2564 Sutter Street project is categorically exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

21. 061330 **[Preparation of findings related to the 2564 Sutter Street project]**
Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 2564 Sutter Street is exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the Rules Committee at a Regular Meeting on Thursday, October 26, 2006 at 10:00 a.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, October 31, 2006.

22. 060396 **[Slavery Era Disclosure]**
Supervisors Maxwell, Mirkarimi
Ordinance amending the San Francisco Administrative Code by adding Chapter 12W, Sections 12W.1 through 12W.7, to require contractors providing insurance and insurance services, financial services, or textiles to the City to disclose any participation in the slave trade, and creating an account, to which contractors subject to this ordinance, and others, may make voluntary contributions, and requiring that monies donated to this account be used to fund economic development and educational initiatives designed to ameliorate the effects of slavery upon the residents of San Francisco.

Question: Shall this Ordinance be PASSED ON FIRST READING?

23. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

24. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 25 through 30

25. 061471 **[Accept-Expend State Grant - Life and Annuity Consumer Protection Program]**

Supervisor Elsbernd

Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of $50,000 through the California Department of Insurance for a program entitled "Life and Annuity Consumer Protection" for fiscal year July 2006 through June 2007.

10/24/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

26. 061472 **[Recognizing the Vietnamese Heritage and Freedom Flag]**

Supervisor Ma

Resolution recognizing the Vietnamese Heritage and Freedom Flag as the symbol of the Vietnamese American community.

10/24/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

27. 061473 **[Accept and Expend State grants - Department of Public Health]**

Supervisor Maxwell

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to retroactively accept and expend a five new grants totaling $11,122.63, four from the California Department of Food and Agriculture (CDFA) and one from the California Department of Pesticide Regulation (CDPR); for the period of July 1, 2006 through June 30, 2007.

10/24/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

28. 061474 **[Biordi Art Imports Day]**

Supervisor Peskin

Resolution commending Gianfranco Savio for his invaluable contributions and declaring November 15, 2006 Biordi Art Imports Day in San Francisco.

10/24/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

29. 061481 [Final Map 4018 - 2889 24th Street]

Motion approving Final Map 4018, a 10 Unit Mixed – Use Condominium Project, located at 2889 24th Street being a subdivision of Lot 36 in Assessors Block No. 4268 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)

10/20/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

30. 061482 [Final Map - 600 Portola Drive]

Motion approving Final Map 2274, a 18 Unit Mixed-Use Condominium Project, located at 600 Portola Drive Street being a subdivision of Lot 1 in Assessors Block No. 2892 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)

10/20/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

31. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from October 17, 2006 through October 23, 2006, for reference by President to appropriate committee on October 31, 2006.

061451 **[Settlement of Lawsuit - People v. California Pacific Medical Group]**
Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco on behalf of the People of the State of California, against California Pacific Medical Group, Inc., dba Brown and Toland Medical Group, on April 10, 2006 in San Francisco Superior Court, Case No. CGC-06451051, entitled The People of the State of California, et al. v. California Pacific Medical Group, Inc., dba Brown and Toland Medical Group.
(City Attorney)

10/19/2006, RECEIVED AND ASSIGNED to Rules Committee.

061452 **[Settlement of Lawsuit - CCSF, et. al. v. Landavazo Brothers, Inc., et. al.]**
Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco as a qui tam plaintiff and party against (a) Landavazo Bros., Inc. and its owners and (b) George, Theodore, Derrick and John Landavazo (together, the "Landavazos") on June 14, 2001, in United States District Court For the Northern District of California, Case No. C-01-2315 MHP, entitled, City and County of San Francisco et. al. v. Landavazo Brothers, Inc., et. al., with the Landavazos paying: (a) $100,000 within 10 days of the final approval of the settlement ; (b) making sixty-five (65) monthly payments of $7,500, beginning January 5, 2007; and (c) the City paying to the San Francisco Bay Area Rapid Transit District (BART") therefrom $50,000, with $25,000 to come from the initial payment and the balance to be paid at $2,500 from the next ten (10) payments. The Landavazos are also to forego bidding on, or performing any work on San Francisco or BART projects through December 31, 2008.
(City Attorney)

10/20/2006, RECEIVED AND ASSIGNED to Rules Committee.

061480 **[Zoning Map Amendment for 915 Cayuga Avenue]**
Ordinance amending the San Francisco Planning Code by amending Sheet 11 of the Zoning Map of the City and County of San Francisco in order to shift a zoning district boundary which is located entirely within Assessor's Block 6954 Lot 033 and which divides an RH-1 (Residential, House, One Family) District from an NC-3 (Neighborhood Commercial, Moderate Scale) District approximately 20 feet in a northwesterly direction to increase the portion of the lot that is zoned NC-3; adopting findings, including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b).
(Planning Department)

10/19/2006, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from October 17, 2006 through October 23, 2006, for reference by President to appropriate committee on October 31, 2006.

061449 **[Settlement of Unlitigated Claim - Fred Finch Youth Center]**
Resolution approving the settlement of the unlitigated claim filed by the Fred Finch Youth Center against San Francisco for $50,000; claim was filed on October 13, 2005.
(City Attorney)

10/18/2006, RECEIVED AND ASSIGNED to Rules Committee.

061450 **[Settlement of Unlitigated Claim - Unified Teldata]**
Resolution approving the settlement of the unlitigated claim filed by Unified Teldata against San Francisco for $44,381.55; claim was filed on August 10, 2006.
(City Attorney)

10/18/2006, RECEIVED AND ASSIGNED to Rules Committee.

061460 **[Accept-Expend State Grant - Sheriff's, Adult Probation and Juvenile Probation Departments]**
Resolution authorizing the Sheriff's Department, Adult Probation Department and Juvenile Probation Department of the City and County of San Francisco to apply for, accept and expend $513,500 in funds from the Corrections Standards Authority for the standards and training of local corrections and probation officers programs; stipulating adherence to standards for recruitment and training established by the Corrections Standards Authority, waiving any indirect costs.
(Sheriff)

10/17/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061461 **[Prevailing wasges for workers on public works/improvement projects, workers doing janitorial services, workers in public off-street parking lots, garages, or auto storage facilities, workers in theatrical services; and workers performing moving services]**
Resolution fixing prevailing wage rates for (1) workers performing work under City contracts for public work and improvement; (2) workers performing work under City contracts for janitorial services; (3) workers in public off-street parking lots, garages, or storage facilities for automobiles on property owned or leased by the City; (4) workers engaged in theatrical or technical services for shows on property owned by the City; and (5) workers performing moving services under City contracts at facilities owned or leased by the City.

10/20/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061479 **[Airport Concession Lease]**
Resolution approving Amendment No. 6 to the Post-Security Master Retail/Duty Free Concession in the New International Terminal Building Lease No. 99-0035 between DFS Group, L.P. and the City and County of San Francisco, acting by and through its Airport Commission.
(Airport Commission)

10/17/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061486 [Petitions and Communications]

Petitions and Communications received from October 17, 2006 through October 23, 2006 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on October 31, 2006.

□

From Kimo Crossman, submitting letter entitled "City of San Francisco backs down, if you ask for a Word doc, you'll get it as Word not PDF. Copy: Each Supervisor (1)

From Christian Holmer, submitting letters regarding public records requests from various departments. 6 letters (2)

From Department of Elections, submitting request for release of reserved funds of $141,000 for the preparation and mailing of absentee ballots. (3)

From Human Services Agency, submitting request for release of 5 positions that have been placed on reserve for the 2006-07 budget year. Copy: Budget & Finance Clerk (4)

From Eula Walters, submitting opposition to renaming Ferry Park to Sue Bierman Park. File 061223, Copy: Each Supervisor (5)

From Coalition for San Francisco Neighborhoods, urging the Board of Supervisors to continue the proposed ordinance "Community Improvement and Eastern Neighborhoods", and refer the proposed ordinance to the Planning Commission. (6)

From Office of the Treasurer/Tax Collector, submitting the Cash difference and Overage Fund balance and activities reported to the Office of the Treasurer/Tax Collector for the period ending September 30, 2006. (7)

From State Office of Historic Preservation, notifying the Board that request for hearing to remove St. Brigid's Church will not be heard on October 27, 2006, and the Board will be notified when this nomination is scheduled for hearing. File 051772, Copy: Each Supervisor (8)

From Planning Department, forwarding letter from the Landmarks Preservation Advisory Board for inclusion in the Board of Supervisors file for the Ordinance designating St. Brigid's Church as a landmark under Planning Code Article 10. File 051772 (9)

From Department of Public Health, submitting quarterly report on Laguna Honda Hospital's progress on the reversal of the Admission Policy that took place February 22, 2005. File No. 050396 (10)

Number not used. (11)

From Office of the Clerk of the Board, submitting report on departmental spending for the first quarter of fiscal year 2006-07. (12)

From Department of Public Works, submitting the quarterly report for the Defective Sidewalk Repair Account. (13)

From Office of the Treasurer & Tax Collector, submitting the quarterly report for the Bureau of Delinquent Revenue. (14)

From Doris Linnenbach, Twin Peaks Improvement Association, submitting support for appeal of categorical exemption issued for the 1 La Avanzada Street project. File 061292, Copy: Each Supervisor (15)

From Planning Department, submitting report regarding criteria to be used to evaluate Mills Act

contract applications, evaluating the desirability of adopting a yearly Mills Act property value maximum and recommending amendments to Chapter 71, if necessary or desirable. File 051954 (16)

From Planning Department, asking the Board of Supervisors to take no further action on the "Community Improvements and Eastern Neighborhoods" until the Planing Commission has an opportunity to hold a public hearing to review and comment on this ordinance. File 061206, Copy: Each Supervisor (17)

From Abdala Megahed, regarding planning for an earthquake in San Francisco and feeding the homeless on Thanksgiving Day. 3 letters (18)

From Francisco Da Costa, submitting copy of letter he sent to the liaison of the African American community in District 5, 10 and 11 regarding various issues. (19)

From Pets Are Wonderful Support (PAWS), thanking the City and County for their generous contribution of $1,000.00 from the Cable Car Ring Competition. (20)

From Clerk of the Board, submitting names of City departments that have submitted their conflict-of-interest code notice to the Office of the Clerk of the Board: Treasure Island Development Authority (amended version); Department of Elections; San Francisco Employees' Retirement System. (21)

From Public Utilities Commission, regarding status of removing graffiti from utility poles at various locations in District 5. (Reference No. 20061070-013) Copy: Supervisor Mirkarimi (22)

From Donald Ivy Frazier, submitting his resignation from Walden House effective October 27, 2006. (23)

From Diane Bryan, urging the Mayor and/or the Board of Supervisors to install some immediate and effective traffic intervention at the corner of Olmstead and San Bruno Avenue in the Portola District. Copy: Supervisor Maxwell (24)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 1660 Mission Street. (25)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 1400 18th Street. (26)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 2045 Divisadero Street. (27)

From Local 2, submitting support for the nominations of Sue Lee and Bill Lee to the Planning Commission. Copy: Rules Clerk (28)

From the Asthma Task Force, commenting that federal funding cuts will undermine the efforts made to build capacity within the Housing Authority to mitigate environmental risk factors for asthma. (29)

From Department of Elections, regarding Assembly Bill 1634, authorizing the State to reimbursement all counties for expenses incurred in conducting the Special Statewide Election in November 2005. Copy: Each Supervisor (30)

From Fire Department, submitting request for waiver of Chapter 12B of the Administrative Code for contracts with the Holiday Inn Civic Center, Holiday Inn Fisherman's Wharf, and Holiday Inn Golden Gateway to rent sleeping rooms and meeting space for the administration of the H-30 Captain examination. (31)

From Beverly May, on behalf of the American Massage Therapy Association, commenting on amending the Planning Code to make all massage establishments conditional uses. File 050176, Copy: Each Supervisor (32)

From Eula Walters, submitting opposition to the proposed placement of the Abraham Lincoln Brigade piece of art behind the Vaillancourt Fountain. Copy: Each Supervisor (33)

From Planning Department, submitting support for proposed Zoning Map amendment to change the use designation of Lot 11C, in Assessor's Block 6954 from RH-1 (One-Family) to NC-3 (Moderate-Scale Neighborhood Commercial District) (1800 Block of Alemany Boulevard). File 060640, Copy: Land use Committee members (34)

From Planning Department, submitting proposed ordinance regarding Zoning Map amendment that changes the use designation of Lot 11C, in Assessor's Block 6954 from RH-1 (One-Family) to NC-3 (Moderate-Scale Neighborhood Commercial District). File 060640, Copy: Land Use Committee members (35)

From Reuben & Junius, LLP, representing appellant, submitting response to appeal of 2564 Sutter Street's categorical exemption. File 061327 (36)

From Tara Vance, regarding the trouble she had trying to make a police report online. Copy: Each Supervisor, Police Department (37)

From Matt Bens, submitting support for police foot patrols along Haight Street. File 061453, Each Supervisor (38)

From Department of Public Works, regarding status of repairing potholes at 401 Baker Street and 445 Baker Street. (Reference No. 20060815-010) Copy: Supervisor Mirkarimi (39)

From Office of Labor Standards, regarding the implementation of the Sweatfree Contracting Ordinance, Chapter 12 of the Administrative Code. (40)

From Max Binstock, submitting amendments to Section 100 of the Traffic Code regarding skateboarding after sunset and before sunrise. (41)

From Grace Alexander, submitting support for a lease extension for the St. Francis Yacht Club. File 061351, Copy: Budget Committee (42)

From concerned citizens, submitting opposition to proposed taxi fare increases. (43)

From Jeff Williamson, regarding a class action challenging the conditions of confinement for inmates in the San Francisco County Jail. (44)

ADJOURNMENT

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

DOCUMENTS DEPT.

NOV - 3 2006

SAN FRANCISCO
PUBLIC LIBRARY

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, November 7, 2006 2:00 PM

Regular Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Dufty, Peskin	Wednesday 1:00 PM
City and School District Select Committee Supervisors Ammiano, Maxwell, Ma, Commissioners Chin, Kelly, Wynns	2nd Monday (Bi-monthly) 4:00 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Dufty, Ma	1st and 3rd Monday 1:00 PM
Government Audit and Oversight Committee Supervisors Ammiano, Alioto-Pier, Peskin	2nd and 4th Monday 1:00 PM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Wednesday 1:00 PM
Rules Committee Supervisors Mirkarimi, Elsbernd, Ammiano	Thursday 10:00 AM
Select Committee on Ending Gun and Gang Violence Supervisors Maxwell, Mirkarimi, Ammiano	1st and 3rd Monday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices. (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

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Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

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The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible.

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The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

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Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Motion to approve Board Meeting Minutes for October 3, 2006 and October 17, 2006.

AGENDA CHANGES -

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 11

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

1. 061373 **[Appropriating $10,675,589 of State and Federal revenues for various programs in the Department of Human Services for Fiscal Year 2006-2007]**
Mayor, Supervisor Dufty
Ordinance authorizing the Department of Human Services to accept and expend a Federal food stamps grant in the amount of $999,993, and appropriating $10,675,589 of State and Federal revenues for CalWORKS Work Participation Program, the Family and Children's Services Child Welfare Services Program, the Food Stamps Outreach Program, the Housing and Homeless Management Information System Program, and the Workforce Development's Food Stamps Employment and Training Program in the Department of Human Services for Fiscal Year 2006-2007. (Fiscal impact.)

10/31/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

2. 061374 **[Public Employment - Human Services Agency]**
Mayor
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the addition of 35.8 new positions at the Human Services Agency.
(Fiscal impact.)

10/31/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, Peskin

3. 061210 **[Allowing advertising on E-Line and Third Street Light Rail Line boarding platforms]**
Supervisor Maxwell
Ordinance amending Article 6 of the San Francisco Planning Code by amending Section 603 thereof, to permit transit shelter advertising on public transit boarding platforms in connection with the E-Line and Third Street Light Rail Line projects; and adopting findings pursuant to City Planning Code Section 101.1.

10/31/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

4. 060396 **[Slavery Era Disclosure]**
Supervisors Maxwell, Mirkarimi, Ammiano, Dufty, Daly, Alioto-Pier, McGoldrick, Ma, Sandoval
Ordinance amending the San Francisco Administrative Code by adding Chapter 12W, Sections 12W.1 through 12W.7, to require contractors providing insurance and insurance services, financial services, or textiles to the City to disclose any participation in the slave trade, and creating an account, to which contractors subject to this ordinance, and others, may make voluntary contributions, and requiring that monies donated to this account be used to fund economic development and educational initiatives designed to ameliorate the effects of slavery upon the residents of San Francisco.

10/31/2006, PASSED ON FIRST READING. Supervisors Dufty, Daly, Alioto-Pier, McGoldrick, Ma, Sandoval requested to be added as co-sponsors.
Question: Shall this Ordinance be FINALLY PASSED?

5. 061167 **[Authorizing the City to contribute to the payment of funeral costs of City employees who have died in the line of duty]**
Supervisors Peskin, Mirkarimi, Ammiano, Dufty
Ordinance amending the San Francisco Administrative Code by adding Section 16.7, to authorize the City to contribute to the payment of funeral costs of City employees who have died in the line of duty, including payments retroactive to July 1, 2006.

10/31/2006, PASSED ON FIRST READING. Supervisor Dufty requested to be added as a co-sponsor.
Question: Shall this Ordinance be FINALLY PASSED?

6. 061359 **[Settlement of Lawsuit - CCSF v. William D. Spencer, F. W. Spencer & Son, Inc., et. al.]**
Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against William D. Spencer, F.W. Spencer & Son, Inc., Brisbane Mechanical Company, Bruce Bonar, Lou Thomas, William McGahan (together, the "Spencer Parties"), A. Answer, Inc. and Troy's Contracting, Inc. on January 16, 2004 in San Francisco Superior Court, Case No. CGC –04-429249, entitled, City and County of San Francisco et. al. v. F. W. Spencer & Son, Inc. et. al., with (a) the Spencer Parties paying $2,000,000 by January 24, 2007, and dismissing its actions and cross-actions against the City and others and the Spencer Parties releasing all claims on the Moscone Center Expansion Project and The San Francisco Jail Replacement No. 3 Project ; and (b) A. Answer, Inc. and Troy's Contracting, Inc. paying $124,000 within 60 days of final approval of this settlement. The Spencer Parties' action was brought against San Francisco, City Attorney Dennis Herrera and others, and was coordinated as part of the California Judicial Council Coordination Proceeding No. 4379.
(City Attorney)

10/31/2006, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

7. 061401 **[Settlement of Lawsuit - Daniel Kuhstoss]**
Ordinance authorizing settlement of the lawsuit filed by Daniel Kuhstoss against the City and County of San Francisco for $465,000; the lawsuit was filed on April 18, 2005 in San Francisco Superior Court, Case No. 440-542; entitled Daniel Kuhstoss, et al., v. City and County of San Francisco, et al.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

8. 061402 **[Settlement of Lawsuit - Kevin Roy Jordan]**
Ordinance authorizing settlement of the lawsuit filed by Kevin Roy Jordan against the City and County of San Francisco for $100,000.00; the lawsuit was filed on February 21, 2003 in United States District Court, Case No. C03-1194; entitled Kevin Jordan, et al., v. City and County of San Francisco, et al.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

9. 061403 **[Settlement of Lawsuit - Vilda and Amber Curry]**
Ordinance authorizing settlement of the lawsuit filed by Vilda Curry and Amber Curry, by and through her guardian ad litem, Vilda Curry against the City and County of San Francisco for $625,000; the lawsuit was filed on March 31, 2003 in San Francisco Superior Court, Case No. 417-407; entitled Vilda Curry, et al. v. City and County of San Francisco, et al.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

10. 061413 **[Settlement of Grievance - United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38 ("Union")]**
Resolution approving the settlement of the grievance (ERD No. 40-05-1446) filed by United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38 ("Union") on behalf of Grievants against the City and County of San Francisco for $167,090.33. Other material term of said settlement is that Grievants and Union shall release all claims relating to the aforementioned grievance (ERD No. 40-05-1446).
(Human Resources Department)

Question: Shall this Resolution be ADOPTED?

11. **061408** **[Appointment - Asthma Task Force]**

Resolution appointing Nadia Thind, term ending June 30, 2007, to the Asthma Task Force.

Nadia Thind, succeeding Gretchen Skaggs, resigned, seat 3, must be a representative of a childcare coordinating/advocacy organization and is a voting member, for the unexpired portion of a two-year term ending June 30, 2007.

Question: Shall this Resolution be ADOPTED?

*Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:*_____

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

12. 061483 **[Adopting findings related to affirming the categorical exemption issued for the 1 La Avanzada Street project]**
Motion adopting findings related to affirming the determination by the Planning Department that the 1 La Avanzada Street project is categorically exempt from environmental review under the California Environmental Quality Act.

10/25/2006, REFERRED to Board of Supervisors.

Question: Shall this Motion be APPROVED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

13. 050176 **[Amending the Planning Code to make all massage establishments conditional uses]**
Supervisors Ma, Maxwell, Sandoval
Ordinance amending Sections 218.1, 710.54, 711.54, 712.54, 713.54, 716.54, 717.54, 718.54, 719.54, 720.54, 721.54, 722.54, 723.54, 724.54, 725.54, 726.54, 727.54, 728.54, 729.54, 730.54, 810.54, 811.54, 812.54, 790.60 and 890.60 of the Planning Code to define massage establishments per Section 1900 of the Health Code, to provide that all massage establishments shall be permitted as conditional uses, to provide that non-incidental massage establishments must first obtain all required permits from the Health Department before seeking a conditional use permit, and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

6/7/2005, RE-REFERRED to Land Use Committee. Supervisor Sandoval requested to be added as a co-sponsor.

9/19/2006, CONTINUED. Continued to October 24, 2006

10/24/2006, AMENDED.

10/24/2006, CONTINUED AS AMENDED. Continued to November 7, 2006

Question: Shall this Ordinance be PASSED ON FIRST READING?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

14. 061370 **[Contract Amendment - CCSF and CBS Outdoor]**
Supervisor Maxwell
Ordinance approving Fourth Amendment to Advertising Transit Shelter Agreement between the City and County of San Francisco and CBS Outdoor, to permit the contractor to advertise on the Third Street light rail vehicle platforms in exchange for maintenance of those platforms; to add shelters to the E-Line boarding islands; and retroactively consenting to the voluntary assignment of the Agreement from Outdoor Systems to Infinity Outdoor, and from Infinity Outdoor to Viacom Outdoor (now known as CBS Outdoor).

Question: Shall this Ordinance be PASSED ON FIRST READING?

15. 061510 **[Contract Amendment - CCSF and CBS Outdoor]**
Ordinance approving Fourth Amendment to Advertising Transit Shelter Agreement between the City and County of San Francisco and CBS Outdoor, to extend the agreement six months.
(Supervisor Daly dissenting in committee.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Daly, Dufty

16. 061428 **[Appropriating $1,250,941 of Federal, State and General Fund Reserve to support overtime costs in the Sheriff's Department for Fiscal Year 2006-2007]**
Mayor, Supervisors Daly, Dufty
Ordinance appropriating $433,881 Federal revenue, $181,609 State revenue and $635,451 General Fund reserve to retroactively support overtime costs related to the staffing of one additional inmate Pod at the San Bruno Jail and increased boarding of prisoners in the Sheriff's Department for Fiscal Year 2006-2007, and placing $667,530 on Financial Committee reserve pending review of actual overtime expenditures.
(Fiscal impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Daly, Dufty, Peskin

17. 061475 **[Contract with anticipated expenditure in excess of $10 million]**
Resolution approving the Fifth Amendment to the agreement between the City and County of San Francisco (Purchaser) and Sunset Scavenger Company (Contractor) for hauling services, resulting in total compensation to the contractor in an amount not to exceed $10,650,000, pursuant to San Francisco Charter Section 9.118(b).

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Daly, Dufty

18. 060484 **[Authorizing the Department of Telecommunications and Information Services to amend its contract with Motorola, Inc. to exceed $20 million and extend the time for an additional ten years]**
Supervisor Elsbernd
Resolution authorizing the Department of Telecommunications and Information Services to enter into the Sixth Amendment between the City and Motorola, Inc., to increase the authorization for the contract's anticipated expenditures to $20 million, and extend the time of the contract.
(Fiscal impact.)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

19. 061376 **[Rent Ordinance: applies to units where a tenant's occupancy predates federal low income housing tax credits]**
Supervisors Peskin, Maxwell, McGoldrick
Ordinance amending Residential Rent Stabilization and Arbitration Ordinance (Administrative Code Chapter 37, "Rent Ordinance") by amending the Section 37.2(r)(4) definition of "rental units" covered by the ordinance to include units in buildings for which tax credits are reserved or obtained pursuant to the federal low income housing tax credit program (LIHTC, Section 42 Internal Revenue Code, 26 U.S.C. Section 42), where: a tenant's occupancy pre-dates recordation of the LIHTC regulatory agreement; and, the rent is not otherwise controlled or regulated by any use restrictions imposed by the San Francisco Redevelopment Agency, the State of California Office of Housing and Community Development, the United States Department of Housing and Urban Development or the City. This change will encompass rental units where the qualifying tenant is in possession of the unit on or after the effective date of this ordinance, including any unit where the tenant has been served with a notice to quit but has not vacated the unit and there is no final judgment against the tenant for possession of the unit prior to the effective date of this ordinance, including any unit where the tenant has been served with a notice to quit but has not vacated the unit and there is no final judgment against the tenant for possession of the unit prior to the effective date of this ordinance.

Question: Shall this Ordinance be PASSED ON FIRST READING?

20. 061238 **[Zoning Map Amendment - 710 Market Street, Northwest of the Intersection of Market, Kearny and Geary Streets, Block 0312, Lot 003]**

Supervisor Daly

Ordinance amending the San Francisco Planning Code by amending Sheet 1 of the Zoning Map of the City and County of San Francisco to change the use district designation of Assessor's Block 0312, Lot 003 from C-3-R 3 (Downtown Retail) to C-3-O (Downtown Office), and amending Sheet 1H of the Zoning Map to change the height and bulk district classification of Assessor's Block 0312, Lot 003 from 80-130-F to 150-X; adopting findings pursuant to the California Environmental Quality Act and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.
(Planning Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

21. 061237 **[General Plan Amendment - 710 Market Street, Northwest of the Intersection of Market, Kearny and Geary Streets, Block 0312, Lot 003]**

Supervisor Daly

Ordinance amending the General Plan of the City and County of San Francisco by amending Map 1 (Downtown Land Use and Density Plan) and Map 5 (Proposed Height and Bulk Districts) of the Downtown Area Plan to change the land use designation of Assessor's Block 0312, Lot 003 from Downtown Retail to Downtown Office and the height and bulk district classification from 80-130-F to a 150-X; adopting findings pursuant to the California Environmental Quality Act and findings of consistency with the Priority Policies of Planning Code Section 101.1.
(Planning Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

22. 061456 **[Confirmation - San Francisco Redevelopment Agency]**

Resolution confirming the reappointment of Leroy King by the Mayor, term ending September 3, 2010, to the San Francisco Redevelopment Agency.

Question: Shall this Resolution be ADOPTED?

23. 061458 **[Appointment - California State Association of Counties]**

Resolution appointing Supervisor Jake McGoldrick, term ending November 28, 2007, to the California State Association of Counties Board of Directors.

Question: Shall this Resolution be ADOPTED?

24. 061459 **[Appointment - California State Association of Counties]**

Resolution appointing Supervisor Chris Daly, term ending November 28, 2007, as an alternate member to the California State Association of Counties Board of Directors.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

25. 061417 **[Hearing -Tentative Parcel Map, 455 Buena Vista East]**
Hearing of persons interested in or objecting to the decision of the Department of Public Works dated October 3, 2006, approving a proposed Tentative Parcel Map to create a 2-Lot Subdivision project located at 455 Buena Vista Avenue, Lot 270 in Assessor's Block 2607. (Appellant: Peter Yedidia). (Filed October 13, 2006; companion measure to Files 061487, 061488, 061489; District 8.)

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Tentative Parcel Map described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)

26. 061487 **[Approving decision of the Director of Public Works and approving the Tentative Parcel Map for 455 Buena Vista East]**
Motion approving decision of the Director of Public Works and approving the Tentative Parcel Map for a 2-lot subdivision project at 455 Buena Vista East, Lot 270 in Assessor's Block 2607, and making environmental and General Plan findings.

Question: Shall this Motion be APPROVED?

27. 061488 **[Disapproving decision of the Director of Public Works and disapproving the Tentative Parcel Map for 455 Buena Vista East]**
Motion disapproving decision of the Director of Public Works and disapproving the Tentative Parcel Map for a 2-lot subdivision project at 455 Buena Vista East, Lot 270 in Assessor's Block 2607, and making environmental and General Plan findings.

Question: Shall this Motion be APPROVED?

28. 061489 **[Preparation of findings related to the Tentative Parcel Map appeal for 455 Buena Vista East]**
Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision concerning a Tentative Parcel Map for a 2-lot subdivision project at 455 Buena Vista East, Lot 270 in Assessor's Block 2607, and making environmental and General Plan findings.

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the City Operations and Neighborhood Services Committee at a Regular Meeting on Monday, November 6, 2006 at 1:00 p.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, November 7, 2006.

29. 061205 **[Policy making marijuana offenses the lowest law enforcement priority]**

Supervisor Ammiano

Draft Ordinance amending the San Francisco Administrative Code by adding Chapter 12X to make marijuana offenses by adults the lowest law enforcement priority in San Francisco, establish a Community Oversight Committee, and require notification of state and federal officials.

Question: Shall this Ordinance be PASSED ON FIRST READING?

The following item will be considered by the Land Use and Economic Development Committee at a Rescheduled Meeting on Tuesday, November 7, 2006 at 10:00 a.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, November 7, 2006.

30. 061213 **[Approving a General Plan Amendment Related to the Trinity Plaza Project at Market and 8th Streets]**

Supervisor Daly

Ordinance amending the San Francisco General Plan by amending the height and bulk districts found on "Map 5 - Proposed Height and Bulk Districts," and referred to in Policy 13.1 of the Downtown Area Plan, for the proposed Trinity Plaza Special Use District, which encompasses the real property located at 1167 Market Street (Assessor's Block 3702, Lot No. 053), 670 Stevenson Street (Assessor's Block 3702, Lot No. 051), 693 Stevenson Street (Assessor's Block 3702, Lot No. 052), 1164 Mission Street (Assessor's Block 3702, Lot No. 039), and a portion of former Jessie Street between 7th and 8th Streets, by changing the height and bulk classification from 120-X, 150-X and 240-S to 160-X, 180-X and 240-S; adopting environmental findings and findings that the proposed General Plan amendments are consistent with the General Plan and eight Priority Policies of Planning Code Section 101.1.

Question: Shall this Ordinance be PASSED ON FIRST READING?

31. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

32. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 33 through 40

33. 061378 **[Committee of the Whole on December 5, 2006, at 3:00 pm on adopting a Resolution to acquire property by Eminent Domain - Islais Creek MUNI Maintenance Facility]**

Supervisor Maxwell

Motion directing the Board of Supervisors to hold a public hearing on December 5, 2006, at 3:00 p.m., with the Board sitting as a committee of the whole, to consider adopting a Resolution of Necessity for the City's proposed acquisition by eminent domain of 2.8 acres of property adjacent to City property at Indiana and Cesar Chavez Streets consisting of portions of Assessor's Lots 2, 2A and 13 in Block 4349 and a portion of Assessor's Lot 3 in Block 4382, in the City and County of San Francisco, for construction of the Municipal Railway's new Islais Creek Motor Coach Operations and Maintenance Facility.

10/3/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

10/17/2006, AMENDED. Amended by replacing "November 7, 2006" with "December 5, 2006."

10/17/2006, CONTINUED AS AMENDED Continued to November 7, 2006

Question: Shall this Motion be APPROVED?

34. 061501 **[Ji Han Jae Day]**

Supervisor Ma

Resolution declaring November 11, 2006 as "Ji Han Jae Day" in the City and County of San Francisco.

10/31/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

35. 061502 **[Declaring November 2006 Lung Cancer Awareness Month]**

Supervisor Maxwell

Resolution declaring November 2006 Lung Cancer Awareness Month and urges public officials and the citizens of San Francisco to observe the month with appropriate activities and programs during this month and throughout the year.

10/31/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

36. 061503 **[Commending Food Security Task Force]**

Supervisor Maxwell

Resolution commending Food Security Task Force for their dedication and commitment to improving the quality of food programs in City and County of San Francisco.

10/31/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

37. 061504 **[Commending The Lower Haight Street Merchants Association and Block Party Organizers for the First Annual Lower Haight Block Party]**

Supervisor Mirkarimi

Resolution commending the The Lower Haight Street Merchants Association and Block Party Organizers for founding the First Annual Lower Haight Street Block Party.

10/31/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

38. 061505 **[Commending the organizers of the first Alamo Square Movie Night]**

Supervisor Mirkarimi

Resolution commending the organizers of the first Alamo Square Movie Night.

10/31/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

39. 061506 **[Commending Fiona Ma]**

Supervisor Peskin

Resolution commending Fiona Ma for her distinguished service as Member of the Board of Supervisors of the City and County of San Francisco.

10/31/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

40. 061507 **[Proclaiming November 14, 2006 as Stoney, A Clown Who Rabble Rouses in Defense of Free Speech, Day]**

Supervisor Sandoval

Resolution proclaiming November 14, 2006 as Stoney Day.

10/31/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

Questions on the For Adoption Without Committee Reference Agenda: _____

41. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from October 24, 2006 through October 30, 2006, for reference by President to appropriate committee on November 7, 2006.
None.

PROPOSED RESOLUTIONS

Proposed resolutions received from October 24, 2006 through October 30, 2006, for reference by President to appropriate committee on November 7, 2006.

061484 **[Settlement of Unlitigated Claim - Fremont Investment Advisor, Inc.]**
Resolution approving the settlement of the unlitigated Claim No. 06-02119 filed by Fremont Investment Advisor, Inc. for Payroll Tax Refund against the City and County of San Francisco for $33,041.34.

10/24/2006, RECEIVED AND ASSIGNED to Rules Committee.

061511 [Petitions and Communications]

Petitions and Communications received from October 24, 2006 through October 30, 2006 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on November 7, 2006.

From concerned citizens, submitting support for approval of a lease extension for the St. Francis Yacht Club. File 061351, Copy: Budget and Finance Committee, 2 letters (1)

From Public Utilities Commission, regarding status of removing graffiti from utility poles at various locations in District 5. (Reference No. 20061003-006) Copy: Supervisor Mirkarimi (2)

From Department of Parking and Traffic, regarding status of replacing the parking signs at various locations in District 5. (Reference No. 20061017-008) Copy: Supervisor Mirkarimi (3)

From Christian Holmer, submitting letter entitled "Mayor Newsom holding meetings in City Hall; anonymous request for passive meeting body notice and access." (4)

From West of Twin Peaks Central Council, submitting support for proposed legislation regarding making all massage establishments conditional uses. File 050176 (5)

From Department of Human Services, submitting request for waiver of Administrative Code Chapters 12B and 12C for Civic Center Plaza Garage. (6)

From Office of Contract Administration, submitting a fifth amendment to Biosolids Removal Contract number. CS-818, Sunset Scavenger Company. File 061475, Copy: Budget and Finance Committee members (7)

From Airport, submitting notice that effective October 30, 2006, all persons applying for, or currently in possession of a San Francisco International Airport ("SFO") ID badge must complete a new application form and provide proof of U.S. citizenship or proof of work authorization. Copy: Each Supervisor (8)

From Kathleen McLaughlin, submitting copy of letter sent to the S.F. Paratransit Broker Office regarding her disappointment with the award of the contract for van service for the disabled to Trans Metro. (9)

From Francisco Da Costa, regarding Mayor Newsom's State of the City Address at Burton High School. (10)

From Office of the Controller, submitting report on Memorandum of Understanding reserve transfers for the first quarter of fiscal year 2006-07. Copy: Budget and Finance Committee members, Clerk (11)

From Housing Authority, regarding status of construction of the community room at the Robert B. Pitts development. (Reference No. 20060919-014) Copy: Supervisor Mirkarimi (12)

From Francisco Da Costa, commenting on 30 youth that were rounded up and incarcerated by SF Juvenile Authorities. (13)

From Clerk of the Board, submitting Form 700 Statement of Economic Interest from Gregory Asay, Legislative Assistant to Supervisor Maxwell. (14)

From Department of Human Services, submitting quarterly update for the Human Services Care Fund. (15)

From Michele Maas, proposing the City and County of San Francisco appoint a Native American to a seat on a decision-making board, particularly in respect to funding allocations in areas of substance abuse, mental health, housing and environmental areas. Copy: Each Supervisor (16)

From Vincent Poy & Lan-Fong Poy, requesting assistance from the Board concerning an unresolved issue with the Housing Authority. Copy: Supervisor Peskin (17)

From concerned citizens, submitting support for the "San Francisco Slavery Disclosure Ordinance." File 060376, 5 letters (18)

From Christian Holmer, submitting letter entitled "Emergency Communications Department: US Mail: Homeland Security: Pony Express Tsunami Warnings – Oh My!" (19)

From Eugene Chow, submitting support for legislation to remove street cleaning services in residential neighborhoods. Copy: Each Supervisor (20)

From Planning Department, requesting the Board to continue the consideration of proposed amendment to the Administrative Code Chapter 31 regarding provisions for appeals of environmental documents and determinations. File 061311, Copy: Land Use Committee members (21)

From Maxine Doogan, urging the Board of Supervisors to put before the voters a "Non Enforcement of the Prostitution Laws and Protection of Sex Workers" on the ballot for 2007. File 050176, Each Supervisor (22)

From Francisco Da Costa, regarding dangerous dust particles of asbestos in Hunters Point. (23)

From concerned citizens, submitting various comments against the recently passed resolution urging Cardinal Levada to withdraw his directive to Catholic Charities forbidding the placement of children in need of adoption with same-sex couples. File 060356, Copy: Each Supervisor (24)

From Miles Berger, submitting copy of letter sent to Supervisor Daly regarding alternative late night transportation options for club-goers in the South of Market area. (25)

From Francisco Da Costa, regarding Garfield Park's outreach for peace and understanding. (26)

From Mesha Monge-Irizarry, regarding her current living situation. (27)

ADJOURNMENT

Legislation Pending Under the "30 Day Rule"

These items may not be heard by Committee until the date in the right hand column.

As Revised

October 31, 2006

Rule 5.40 provides that when an ordinance or resolution is introduced which would create or revise major city policy, the committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply urge action to be taken.

Charter amendment (First Draft) to amend Section A8.343 to increase the number of days that the Chief of Police may suspend police officers from 10 to 45, and making other non-substantive amendments.	061466	Rules Committee	Supervisor Elsbernd	10/24	11/23
Ordinance amending the Administrative Code to add Section 6.25 to require City Contractors to adopt clean construction practices; to allow City departments that are authorized to award public works contracts to compare bids on the basis of clean construction practices.	061432	City Operations and Neighborhood Services Committee	Supervisor Maxwell	10/17	11/16
Ordinance amending Public Works Code Sections 156, 157, 159, 160, 161, 162, and 163 to impose a two year-limit on sidewalk flower-vending stand permits and establish a lottery process	061438	City Operations and Neighborhood Services Committee	Supervisor McGoldrick	10/17	11/16
Ordinance amending the Administrative Code, by amending Section 10.22-1 to raise the amount of the City Attorney's settlement authority regarding claims made by minors from $1,500 to $5,000.	061439	Rules Committee	Supervisor Peskin	10/17	11/16
Ordinance amending Planning Code by adding Section 317 to make findings as to the need to preserve affordable housing in San Francisco, and to prohibit the	061371	Land Use and Economic Development Committee	Supervisors Maxwell, Daly, McGoldrick	10/3/06	11/2/06

demolition of residential buildings unless the Planning Commission issues conditional use authorization for a replacement structure.					
Ordinance amending Sections 120, 200, 220, 300, 340, 500, 525, 530, 535, 545, 550, 590, 610, and 810 of, and adding Section 815 to the Municipal Elections Code to: delete out-dated provisions relating to runoff elections; ensure that candidate statements are submitted in a uniform format; require that measures submitted by the Mayor, Board of Supervisors, or four or more Supervisors are submitted 95 days prior to the election; provide that failure to include an enacting clause in an initiative petition does not invalidate the petition; require the Department of Elections mail a voter information pamphlet to each registered San Francisco voter at least 29 days before an election; adjust the deadlines for ballot arguments and for the public review period to allow sufficient time for the voter information pamphlet to be prepared and mailed 29 days prior to the election; require ballot arguments to be submitted in a uniform format; provide a 24-hour period for the Ballot Simplification Committee to receive and act on written requests for the reconsideration of a digest; increase the filing fee for candidates to the Board of Supervisors; and clarify that candidates must file fees when submitting a candidate statement.	061375	Rules Committee	Supervisor Elsbernd	10/3/06	11/2/06

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

DOCUMENTS DEPT.
NOV 10 2006
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PUBLIC LIBRARY

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, November 14, 2006 2:00 PM

Regular Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Dufty, Peskin	Wednesday 1:00 PM
City and School District Select Committee Supervisors Ammiano, Maxwell, Ma, Commissioners Chin, Kelly, Wynns	2nd Monday (Bi-monthly) 4:00 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Dufty, Ma	1st and 3rd Monday 1:00 PM
Government Audit and Oversight Committee Supervisors Ammiano, Alioto-Pier, Peskin	2nd and 4th Monday 1:00 PM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Wednesday 1:00 PM
Rules Committee Supervisors Mirkarimi, Elsbernd, Ammiano	Thursday 10:00 AM
Select Committee on Ending Gun and Gang Violence Supervisors Maxwell, Mirkarimi, Ammiano	1st and 3rd Monday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Board to approve Board Meeting Minutes for October 24, 2006.

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 21

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Dufty, Ma

1. 061135 **[Liquor Licenses, 1415 Green Street]**
Resolution determining that the transfer of a Type 20 off-sale beer and wine license from 1701 Greenwich Street to 1415 Green Street and the issuance of a Type 42 on-sale beer and wine public premises license at the same location to Ceri Lyn Smith for Biondivino will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Question: Shall this Resolution be ADOPTED?

2. 061265 [Accept-Expend Federal Grant - Mayor's Office of Criminal Justice]
Mayor, Supervisor Maxwell
Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to accept and expend a grant in the amount of $175,000 from the Department of Justice (DOJ), Office of Justice Programs (OJP), FY2006 Weed and Seed Program for the purpose of supporting activities to prevent, control and reduce violent crime, drug abuse, and gang activity in the designated Weed and Seed area in the Visitacion Valley neighborhood.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors McGoldrick, Dufty

3. 061358 [Liquor License Transfer, 46 Geary Street]
Resolution determining that the transfer of a Type 48 on-sale general public premises license from 975 Bryant Street to 46 Geary Street to Eric Chung for Lounge 46 will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors McGoldrick, Dufty, Ma

4. 061361 **[Parking Regulations]**
Resolution enacting and rescinding parking regulations at various locations.

UNMETERED MOTORCYCLE PARKING - ESTABLISH
990 Greenwich Street, from 7.4 feet to 16 feet east of Jones Street, accommodating two motorcycle parking spaces.

RESIDENTIAL PERMIT PARKING AREA "W" (2-HOUR TIME LIMIT, 8 AM TO 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
22nd Street, both sides, between Bryant and Florida Streets.

RESIDENTIAL PERMIT PARKING AREA "H" (2-HOUR TIME LIMIT, 8 AM TO 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
20th Avenue, both sides, between Eucalyptus Drive and Ocean Avenue (3000 block).

RESIDENTIAL PERMIT PARKING AREA "Z" (2-HOUR TIME LIMIT, 8 AM TO 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Cesar Chavez Street, both sides, between Noe and Sanchez Streets (4000 block).

NO PARKING ANYTIME - ESTABLISH
Shotwell Street, west side, from Cesar Chavez Street to 102 feet south of 26th Street.

NO PARKING (RED ZONES) ANYTME - ESTABLISH
Broadway, south side, from Columbus Avenue to 65 feet easterly (6-foot extension of sidewalk;
Broadway, north side, 57 feet west of Kearny Street (6-foot extension of the sidewalk); and,
Broadway, south side, 52 feet west of Kearny Street (6-foot extension of the sidewalk)

TOW AWAY, NO STOPPING, 7 AM TO 9 AM, MONDAY THROUGH FRIDAY – RESCIND TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Columbus Avenue, west side, from Broadway to 60 feet northerly.

UNMETERED MOTORCYCLE PARKING - ESTABLISH
Waller Street, north side, from the driveway of 530 Waller Street to the driveway of 532 Waller Street (18-foot space, accommodating 5 unmetered motorcycle parking spaces).

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
16th Street, north side, from Bryant Street to 80 feet easterly (80-foot zone to create a right-turn only pocket).

TOW-AWAY, NO STOPPING AND TRANSIT LANE ONLY, 4 PM TO 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Harrison Street, north side, from the Embarcardero to First Street

RESIDENTIAL PERMIT PARKING AREA "Y" (2 HOUR PARKING TIME LIMIT, 9 AM TO 10 PM, EVERYDAY) - ESTABLISH
Harrison Street, south side, between Fremont and Spear Streets (currently unregulated);
Spear Street, west side, from Harrison Street to 140 feet southerly (currently unregulated);
Main Street, both sides, between Harrison and Bryant Streets (currently unregulated);
Beale Street, both sides, between Bryant and Harrison Streets (replaces existing signed time limits); and,
Beale Street, west side, between Harrison and Folsom Streets (replaces existing signed time limits).

PARKING METER AREA 1 (2-HOUR PARKING TIME LIMIT, 9 AM TO 6 PM, MONDAY

THROUGH SATURDAY) - ESTABLISH
Harrison Street, north side, between Beale and Spear Streets (currently unregulated);
Spear Street, east side, from Harrison Street to 140 feet southerly (currently unregulated);
Harrison Street, south side, between The Embarcadero and Spear Streets (replaces signed time limit);
Beale Street, east side, between Folsom and Harrison Streets (currently unregulated)
Townsend Street, both sides, between 2nd Street and Colin P. Kelly Jr. Street (replaces 2 -hour signed time limit);
Brannan Street, both sides, between 2nd Street and Colin P. Kelly Jr. Street (replaces 2 -hour signed time limit); and,
2nd Street, west side, between King and Townsend Streets (currently unregulated).

TOW-AWAY, NO PARKING, 3:30 TO 7:00 PM, MONDAY THROUGH FRIDAY – ESTABLISH
Beale Street, west side, from Bryant Street to 50 feet northerly (50 foot zone).

TOW-AWAY, NO STOPPING ANYTIME – ESTABLISH
Beale Street, west side, from 50 feet to 230 feet north of Bryant Street (180 foot zone).

PERPENDICULAR PARKING – RESCIND
Beale Street, east side, from 300 feet to 353 feet south of Folsom Street and from 620 feet to 764 feet south of Folsom Street; and,
Beale Street, west side, from Bryant Street to 630 feet northerly (north end of Harrison Overpass).

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH
Pierce Street, west side, between Jackson Street and Pacific Avenue (legislates existing conditions).

TOW-AWAY, NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY RESCIND
California Street, north side, from Kearny Street to Mason Street.

PARKING METER AREA NO. 3 (2-HOUR PARKING TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
California Street, both sides, between Powell and Mason Streets.
(Parking and Traffic Department)
(9/28/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3251.)

Question: Shall this Resolution be ADOPTED?

5. 061362 **[STOP Intersections]**
Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
22nd Avenue and Moraga Street, stopping 22nd Avenue, making this intersection an All-Way STOP;
Peru Avenue and Athens Street, stopping eastbound Peru Avenue, the stem of this T-intersection;
Circular Avenue and Havelock Street, stopping southbound Circular Avenue (legislates existing conditions);
Dorantes Avenue at Magellan Avenue, stopping Dorantes Avenue, making this T-intersection an All-Way STOP; and,
Brighton Avenue at Lakeview Avenue, stopping southbound Brighton Avenue, the stem of this T-intersection.
(Parking and Traffic Department)
(9/28/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3251.)

Question: Shall this Resolution be ADOPTED?

6. 061363 **[Traffic Regulations]**
Resolution enacting and rescinding traffic regulations on various streets.

RIGHT LANE MUST TURN RIGHT - ESTABLISH
Columbus Avenue, west side, from Broadway to 60 feet northerly.

ONE WAY STREET – RESCIND
Beale Street, between Bryant and Folsom Streets.

BIKE LANE (SOUTHBOUND) – ESTABLISH
Beale Street, west side, between Bryant and Folsom Streets.
(Parking and Traffic Department)
(9/28/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3251.)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors McGoldrick, Ma

7. 061412 **[Request authorization by the Board to adopt the County Description of Proposed Expenditure of California Healthcare for Indigents Program (CHIP) funds for Fiscal Year 2006-07]**
Resolution authorizing adoption of the County Description of Proposed Expenditure of California Healthcare for Indigents (CHIP) funds for Fiscal Year 2006-07 and that the President or duly authorized representative of the Board of Supervisors of the City and County of San Francisco can certify the County Description of Proposed Expenditure of CHIP funds for the Fiscal Year 2006-07.
(Public Health Department)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors McGoldrick, Dufty, Ma

8. 061434 [Accept and Expend CALFED Water Use Efficiency Grant Funds]
Supervisor Ma
Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a CALFED Water Use Efficiency Grant in the amount of $299,390 through the United States Department of the Interior, Bureau of Reclamation.

Question: Shall this Resolution be ADOPTED?

9. 061454 [Parking Regulations]
Resolution enacting parking regulations at various locations.

RESIDENTIAL PERMIT PARKING AREA "U" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Gilbert Street, both sides, between Brannan Street to southern terminus (unit block, excludes Lot #18 and 32, block 3784).
(8/28/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3236.)

Question: Shall this Resolution be ADOPTED?

10. 061460 [Accept-Expend State Grant - Sheriff's, Adult Probation and Juvenile Probation Departments]
Resolution authorizing the Sheriff's Department, Adult Probation Department and Juvenile Probation Department of the City and County of San Francisco to apply for, accept and expend $513,500 in funds from the Corrections Standards Authority for the standards and training of local corrections and probation officers programs; stipulating adherence to standards for recruitment and training established by the Corrections Standards Authority, waiving any indirect costs.
(Sheriff)

Question: Shall this Resolution be ADOPTED?

11. 061467 [Grant to facilitate a community-based transportation plan for Treasure Island]
Supervisor Daly
Resolution authorizing the San Francisco Department of Public Health (SFDPH), to accept and expend a new grant in the amount of $98,000 from the California Department of Transportation for a community-based transportation plan to foster neighborhood and project design that enables more walking and biking for a healthier Treasure Island.

Question: Shall this Resolution be ADOPTED?

12. 061491 [Rapid Test Algorithm in Non-Traditional Test Sites to Improve Linkage to Care]
Supervisor Dufty
Resolution authorizing the San Francisco Department of Public Health (DPH), AIDS Office – HIV Prevention Section to accept and expend retroactively a new grant in the total amount of $242,573, from the Department of Health and Human Services, Centers for Disease Control and Prevention (CDC) in support of a program entitled Rapid Test Algorithm in Non-Traditional Test Sites to Improve Linkage to Care, for the period of September 30, 2006 through September 29, 2007.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

13. 061238 **[Zoning Map Amendment - 710 Market Street, Northwest of the Intersection of Market, Kearny and Geary Streets, Block 0312, Lot 003]**
Supervisor Daly
Ordinance amending the San Francisco Planning Code by amending Sheet 1 of the Zoning Map of the City and County of San Francisco to change the use district designation of Assessor's Block 0312, Lot 003 from C-3-R 3 (Downtown Retail) to C-3-O (Downtown Office), and amending Sheet 1H of the Zoning Map to change the height and bulk district classification of Assessor's Block 0312, Lot 003 from 80-130-F to 150-X; adopting findings pursuant to the California Environmental Quality Act and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.
(Planning Department)

11/7/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

14. 061237 **[General Plan Amendment - 710 Market Street, Northwest of the Intersection of Market, Kearny and Geary Streets, Block 0312, Lot 003]**
Supervisor Daly
Ordinance amending the General Plan of the City and County of San Francisco by amending Map 1 (Downtown Land Use and Density Plan) and Map 5 (Proposed Height and Bulk Districts) of the Downtown Area Plan to change the land use designation of Assessor's Block 0312, Lot 003 from Downtown Retail to Downtown Office and the height and bulk district classification from 80-130-F to a 150-X; adopting findings pursuant to the California Environmental Quality Act and findings of consistency with the Priority Policies of Planning Code Section 101.1.
(Planning Department)

11/7/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

15. 061401 **[Settlement of Lawsuit - Daniel Kuhstoss]**
Ordinance authorizing settlement of the lawsuit filed by Daniel Kuhstoss against the City and County of San Francisco for $465,000; the lawsuit was filed on April 18, 2005 in San Francisco Superior Court, Case No. 440-542; entitled Daniel Kuhstoss, et al., v. City and County of San Francisco, et al.
(City Attorney)

11/7/2006, PASSED, ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

16. 061402 [Settlement of Lawsuit - Kevin Roy Jordan]

Ordinance authorizing settlement of the lawsuit filed by Kevin Roy Jordan against the City and County of San Francisco for $100,000.00; the lawsuit was filed on February 21, 2003 in United States District Court, Case No. C03-1194; entitled Kevin Jordan, et al., v. City and County of San Francisco, et al.
(City Attorney)

11/7/2006, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

17. 061403 [Settlement of Lawsuit - Vilda and Amber Curry]

Ordinance authorizing settlement of the lawsuit filed by Vilda Curry and Amber Curry, by and through her guardian ad litem, Vilda Curry against the City and County of San Francisco for $625,000; the lawsuit was filed on March 31, 2003 in San Francisco Superior Court, Case No. 417-407; entitled Vilda Curry, et al. v. City and County of San Francisco, et al.
(City Attorney)

11/7/2006, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

18. 061451 [Settlement of Lawsuit - People v. California Pacific Medical Group]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco on behalf of the People of the State of California, against California Pacific Medical Group, Inc., dba Brown and Toland Medical Group, on April 10, 2006 in San Francisco Superior Court, Case No. CGC-06451051, entitled The People of the State of California, et al. v. California Pacific Medical Group, Inc., dba Brown and Toland Medical Group.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

19. 061452 [Settlement of Lawsuit - CCSF, et. al. v. Landavazo Brothers, Inc., et. al.]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco as a qui tam plaintiff and party against (a) Landavazo Bros., Inc. and its owners and (b) George, Theodore, Derrick and John Landavazo (together, the "Landavazos") on June 14, 2001, in United States District Court For the Northern District of California, Case No. C-01-2315 MHP, entitled, City and County of San Francisco et. al. v. Landavazo Brothers, Inc., et. al., with the Landavazos paying: (a) $100,000 within 10 days of the final approval of the settlement ; (b) making sixty-five (65) monthly payments of $7,500, beginning January 5, 2007; and (c) the City paying to the San Francisco Bay Area Rapid Transit District (BART") therefrom $50,000, with $25,000 to come from the initial payment and the balance to be paid at $2,500 from the next ten (10) payments. The Landavazos are also to forego bidding on, or performing any work on San Francisco or BART projects through December 31, 2008.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

20. 061449 [Settlement of Unlitigated Claim - Fred Finch Youth Center]

Resolution approving the settlement of the unlitigated claim filed by the Fred Finch Youth Center against San Francisco for $50,000; claim was filed on October 13, 2005.
(City Attorney)

Question: Shall this Resolution be ADOPTED?

21. 061450 **[Settlement of Unlitigated Claim - Unified Teldata]**
Resolution approving the settlement of the unlitigated claim filed by Unified Teldata against San Francisco for $44,381.55; claim was filed on August 10, 2006.
(City Attorney)

Question: Shall this Resolution be ADOPTED?

Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated: _____

REGULAR AGENDA

UNFINISHED BUSINESS

Vetoed by the Mayor

Consideration of Mayor's Veto
Consideration to override veto pursuant to Charter Section 2.106 of Ordinance to establish a one-year pilot program requiring foot patrols in crime-impacted areas within the boundaries of Northern, Park, Tenderloin, Mission, Ingleside, Taraval, Southern and Bayview Police District Stations, and require reporting and review on the effectiveness of the foot patrols.

22. **060700** **[Police Foot Patrols]**
Supervisors Mirkarimi, Daly, Ammiano, Maxwell, Sandoval
Ordinance adopting Section 10A.1 of the San Francisco Administrative Code to establish a one-year pilot program requiring foot patrols in crime-impacted areas within the boundaries of Northern, Park, Tenderloin, Mission, Ingleside, Taraval, Southern and Bayview Police District Stations, and require reporting and review on the effectiveness of the foot patrols.
NOTE: This action requires a two-thirds vote. The Board may not amend the ordinance and may only vote in favor or in opposition to te veto override.
The Board of Supervisors must act on the veto override within 30 days of the date of teh veto. The Mayor vetoed the Ordinance on November 3, 2006. Therefore, the Board will loose the ability to override the veto unless it votes on the veto override on or before December 3, 2006.)

8/15/2006, CONTINUED. Continued to September 19, 2006
9/19/2006, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.
9/19/2006, RE-REFERRED to Select Committee on Ending Gun and Gang Violence. Re-referred as amended.

10/17/2006, PASSED ON FIRST READING AS DIVIDED.
10/24/2006, FINALLY PASSED.

Action:_____

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

23. 061370 **[Contract Amendment - CCSF and CBS Outdoor]**
Supervisor Maxwell
Ordinance approving Fourth Amendment to Advertising Transit Shelter Agreement between the City and County of San Francisco and CBS Outdoor, to permit the contractor to advertise on the Third Street light rail vehicle platforms in exchange for maintenance of those platforms; to add shelters to the E-Line boarding islands; and retroactively consenting to the voluntary assignment of the Agreement from Outdoor Systems to Infinity Outdoor, and from Infinity Outdoor to Viacom Outdoor (now known as CBS Outdoor).

11/7/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

24. 061510 **[Contract Amendment - CCSF and CBS Outdoor]**
Ordinance approving Fourth Amendment to Advertising Transit Shelter Agreement between the City and County of San Francisco and CBS Outdoor, to extend the agreement six months.
(Supervisor Daly dissenting in committee.)

11/7/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Daly, Dufty

25. 061428 **[Appropriating $1,250,941 of Federal, State and General Fund Reserve to support overtime costs in the Sheriff's Department for Fiscal Year 2006-2007]**
Mayor, Supervisors Daly, Dufty, Mirkarimi
Ordinance appropriating $433,881 Federal revenue, $181,609 State revenue and $635,451 General Fund reserve to retroactively support overtime costs related to the staffing of one additional inmate Pod at the San Bruno Jail and increased boarding of prisoners in the Sheriff's Department for Fiscal Year 2006-2007, and placing $667,530 on Financial Committee reserve pending review of actual overtime expenditures.
(Fiscal impact.)

11/7/2006, PASSED ON FIRST READING. Supervisor Mirkarimi requested to be added as a co-sponsor.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, Peskin

26. 050176 [Amending the Planning Code to make all massage establishments conditional uses]

Supervisors Ma, Maxwell, Sandoval

Ordinance amending Sections 218.1, 710.54, 711.54, 712.54, 713.54, 716.54, 717.54, 718.54, 719.54, 720.54, 721.54, 722.54, 723.54, 724.54, 725.54, 726.54, 727.54, 728.54, 729.54, 730.54, 810.54, 811.54, 812.54, 790.60 and 890.60 of the Planning Code to define massage establishments per Section 1900 of the Health Code, to provide that all massage establishments shall be permitted as conditional uses, to provide that non-incidental massage establishments must first obtain all required permits from the Health Department before seeking a conditional use permit, and making findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

6/7/2005, RE-REFERRED to Land Use Committee. Supervisor Sandoval requested to be added as a co-sponsor.

9/19/2006, CONTINUED. Continued to October 24, 2006

10/24/2006, AMENDED.

10/24/2006, CONTINUED AS AMENDED. Continued to November 7, 2006

11/7/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

27. 061376 [Rent Ordinance: applies to units where a tenant's occupancy predates federal low income housing tax credits]

Supervisors Peskin, Maxwell, McGoldrick, Mirkarimi

Ordinance amending Residential Rent Stabilization and Arbitration Ordinance (Administrative Code Chapter 37, "Rent Ordinance") by amending the Section 37.2(r)(4) definition of "rental units" covered by the ordinance to include units in buildings for which tax credits are reserved or obtained pursuant to the federal low income housing tax credit program (LIHTC, Section 42 Internal Revenue Code, 26 U.S.C. Section 42), where: a tenant's occupancy pre-dates recordation of the LIHTC regulatory agreement; and, the rent is not otherwise controlled or regulated by any use restrictions imposed by the San Francisco Redevelopment Agency, the State of California Office of Housing and Community Development, the United States Department of Housing and Urban Development or the City. This change will encompass rental units where the qualifying tenant is in possession of the unit on or after the effective date of this ordinance, including any unit where the tenant has been served with a notice to quit but has not vacated the unit and there is no final judgment against the tenant for possession of the unit prior to the effective date of this ordinance, including any unit where the tenant has been served with a notice to quit but has not vacated the unit and there is no final judgment against the tenant for possession of the unit prior to the effective date of this ordinance.

11/7/2006, PASSED ON FIRST READING. Supervisor Mirkarimi requested to be added as a co-sponsor.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Ma

28. 060944 **[Food Service Waste Reduction Ordinance]**

Supervisors Peskin, Daly, Mirkarimi, Ammiano, McGoldrick, Sandoval, Maxwell, Dufty, Ma

Ordinance amending the San Francisco Environment Code by adding Chapter 16, Sections 1601 through 1611, to: (1) prohibit the use of polystyrene foam disposable food service ware and require the use of biodegradable/compostable or recyclable disposable food service ware by restaurants, retail food vendors, City departments and the City's contractors and lessees unless there is no affordable alternative; and, (2) provide for penalties for violation; and amending the San Francisco Health Code by repealing Sections 469 through 469.10, which ban the use of food packaging and plastic food service ware made with chlorofluorocarbons.

10/31/2006, SUBSTITUTED. Supervisor Peskin submitted a substitute ordinance bearing new title.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors McGoldrick, Dufty, Ma

29. 061360 **[Setting speed limit on portions of Kezar and John F. Kennedy Drives]**

Ordinance amending the Traffic Code by adding a new Section 175.07, establishing a speed limit of 30 MPH on Kezar Drive between Lincoln Way and John F. Kennedy Drive, and on John F. Kennedy Drive between Kezar Drive and Stanyan Street.

(9/28/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3252.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

30. 061375 [Elections Code Amendments]
Supervisor Elsbernd
Ordinance amending Sections 120, 200, 220, 300, 340, 500, 525, 530, 535, 545, 550, 590, and 610 of, and adding Section 815 to the Municipal Elections Code to: delete out-dated provisions relating to runoff elections; ensure that candidate statements are submitted in a uniform format; require that measures submitted by the Mayor, Board of Supervisors, or four or more Supervisors are submitted 95 days prior to the election; provide that failure to include an enacting clause in an initiative petition does not invalidate the petition; require the Department of Elections mail a voter information pamphlet to each registered San Francisco voter at least 29 days before an election; adjust the deadlines for ballot arguments and for the public review period to allow sufficient time for the voter information pamphlet to be prepared and mailed 29 days prior to the election; require ballot arguments to be submitted in a uniform format; provide a 24-hour period for the Ballot Simplification Committee to receive and act on written requests for the reconsideration of a digest; and clarify that candidates must file fees when submitting a candidate statement.

Question: Shall this Ordinance be PASSED ON FIRST READING?

31. 061455 [Confirmation - San Francisco Redevelopment Agency]
Resolution confirming the reappointment of Benny Yee by the Mayor, term ending September 3, 2010, to the San Francisco Redevelopment Agency.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Mirkarimi, Elsbernd

32. 061400 [Authorizing Tax Collector Attorney to file suit against responsible relative of recipient of services at City hospitals to recover value of services]
Resolution authorizing Tax Collector Attorney to file suit against responsible relative to recover value of services rendered at hospital facilities operated by the San Francisco Department of Public Health. (Treasurer-Tax Collector)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES
Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:

1. *Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
2. *Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
3. *Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
4. *Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.*
5. *Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.*

33. 061327 **[Public Hearing - Appeal of Determination of Exemption from Environmental Review for 2564 Sutter Street]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated June 29, 2006 (Case No. 2005.0486E), exempting from environmental review under Categorical Exemption, [State CEQA Guidelines, Section 15301 (Class 1)], the proposed project at 2564 Sutter Street. The proposal would alter and add to an existing 29-foot tall, one-and-a-half-story over basement single-family residence to create an approximately 40-foot tall, four-story over basement, three-unit residential building. The proposed project includes 1) raising the structure to create a basement parking garage; 2) a 2-story, stepped-back, vertical addition that would increase the height to approximately 40-feet; 3) a 3-level horizontal (to the rear) addition that would extend the existing building to within approximately 34 feet of the rear property line; and 4) interior renovations of the existing building and alterations of the facade. A new garage, stairway and front door entry, as well as the alteration/enlargement of the basement level and related windows would be visible at the front facade. The project site is within the RH-3 (Residential, House, Three-Family) zoning district and within a 40-X height and bulk district. (Appellant: Stephen M. Williams)

10/31/2006, CONTINUED. Continued to November 14, 2006

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)

34. **061328** **[Affirming the categorical exemption issued for the 2564 Sutter Street project]**
Motion affirming the determination by the Planning Department that the 2564 Sutter Street project is categorically exempt from environmental review under the California Environmental Quality Act.

10/31/2006, CONTINUED. Continued to November 14, 2006
Question: Shall this Motion be APPROVED?

35. **061329** **[Disapproving the categorical exemption issued for the 2564 Sutter Street project]**
Motion disapproving the determination by the Planning Department that the 2564 Sutter Street project is categorically exempt from environmental review under the California Environmental Quality Act.

10/31/2006, CONTINUED. Continued to November 14, 2006
Question: Shall this Motion be APPROVED?

36. **061330** **[Preparation of findings related to the 2564 Sutter Street project]**
Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 2564 Sutter Street is exempt from environmental review under the California Environmental Quality Act.

10/31/2006, CONTINUED. Continued to November 14, 2006
Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the City Operations and Neighborhood Services Committee at a Special Meeting on Monday, November 13, 2006 at 10:00 a.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, November 14, 2006.

37. **061205** **[Policy making marijuana offenses the lowest law enforcement priority]**
Supervisor Ammiano
Draft Ordinance amending the San Francisco Administrative Code by adding Chapter 12X to make marijuana offenses by adults the lowest law enforcement priority in San Francisco, establish a Community Oversight Committee, and require notification of state and federal officials.

Question: Shall this Ordinance be PASSED ON FIRST READING?

38. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

39. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 40 through 43

40. 061541 **[Supporting the development and provision of flexible work-life practices and policies for individuals employed by the City of San Francisco]**

Supervisor Alioto-Pier

Resolution supporting work-life practices and policies for employees of the City of San Francisco.

11/7/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

41. 061542 **[Authorizing the Executive Director/CEO of the Municipal Transportation Agency or his or her designee and the Director of Public Works or his or her designee to request Cooperative Work Agreements from the California Department of Finance]**

Supervisor Peskin

Resolution authorizing the Executive Director/CEO of the Municipal Transportation Agency or her or her designee and the Director of Public Works or his or her designee to request Cooperative Work Agreements from the California Department of Finance to extend the expiration dates for Federal and State transportation grants expiring on June 30, 2007.

11/7/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

42. 061543 **[Recognizing the detrimental impact of mobbing on creating a safe and productive workplace for all employees]**

Supervisor Sandoval

Resolution requesting the Department of Human Resources to recognize the detrimental impact of mobbing on creating a safe and productive workplace for all employees.

11/7/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

43. 061544 [Hepatitis B Screening Goal]
Supervisor Ma
Resolution establishing the goal of universal Hepatitis B screening and vaccination for Asian and Pacific Islander residents of San Francisco.

11/7/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

44. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from October 31, 2006 through November 6, 2006, for reference by President to appropriate committee on November 14, 2006.

061514 **[Zoning Map Amendment for 18 Arago Street]**
Ordinance amending Sheet 11 of the Zoning Map of the City and County of San Francisco for property located at 18 Arago Street, Assessor's Block 3154 Lot 063, to change the use district classification from P (Public Use) to RH-1 (Residential House, One-Family); adopting findings pursuant to the California Environmental Quality Act and making findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.
(Planning Department)

11/3/2006, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 12/4/2006.

061517 **[Vacation and immediate quitclaim of a sewer easement and vacation and delayed quitclaim of a water line easement in former Hubbell Street (a portion of Assessor's Block 8709, Lot 11]**
Ordinance ordering the vacation of a 10-foot wide water line easement and a 20-foot wide sewer easement in former Hubbell street, within the Mission Bay South Redevelopment Project Area; authorizing an immediate quitclaim of the sewer easement and a delayed quitclaim of the water line easement of the City and County of San Francisco's rights and interest in the vacated areas; adopting findings that such actions are consistent with the City's General Plan, the eight priority policies of City's Planning Code Section 101.1 and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 176,502 ; and authorizing other official acts in connection with this ordinance.
(Public Works Department)

11/6/2006, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

061519 **[Condominium conversion lottery extension to 2008]**
Ordinance amending Subdivision Code Section 1396 to extend the annual 200-unit condominium conversion lottery until 2008; repealing Section 1396.1 to delete condominium conversion lottery provisions that are void by their own terms; adding Section 1396.1 to reenact the condominium conversion lottery process from 2005 and to establish provisions concerning the standby list selection process; and making environmental findings.
(Public Works Department)

11/6/2006, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 12/6/2006.

061520 **[Settlement of Lawsuit - Cynthia Fitzgerald]**
Ordinance authorizing settlement of the lawsuit filed by Cynthia Fitzgerald against the City and County of San Francisco for $140,000; the lawsuit was filed on November 8, 2004 in San Francisco Superior Court, Case No. 436-152; entitled Cynthia Fitzgerald, et al., v. City and County of San Francisco, et al.
(City Attorney)

11/6/2006, RECEIVED AND ASSIGNED to Rules Committee.

061521 **[Settlement of Lawsuit - Bradford Wilson]**
Ordinance authorizing settlement of the lawsuit filed by Bradford Wilson against the City and County of San Francisco for $70,000.00; the lawsuit was filed on October 27, 2005 in the San Francisco Superior Court, Case No. 446116; entitled Bradford Wilson v. City and County of San Francisco, et al.
(City Attorney)

11/6/2006, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from October 31, 2006 through November 6, 2006, for reference by President to appropriate committee on November 14, 2006.

061515 **[Agreement with Caltrans for street construction at Fifth and King Streets intersection with State Route 280]**

Resolution approving the Cooperative Agreement between the City and County of San Francisco and the State of California Department of Transportation concerning the new street construction for the King Street Westbound Frontage Road and ancillary improvements at Fifth and King Streets intersection with State Route 280 and authorizing official acts in furtherance thereof.
(Public Works Department)

11/6/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061516 **[Vacation of sewer and water line easements in former Hubbell Street (a portion of Assessor's Block 8709, Lot 11]**

Resolution declaring the intention of the Board of Supervisors to vacate a 10-foot wide water line easement and 20-foot wide sewer easement in former Hubbell Street within the Mission Bay South Redevelopment Project Area; setting the hearing date for all persons interested in the proposed vacation of the easements; and adopting findings that the vacation is consistent with the City's General Plan, the eight priority policies of City Planning Code Section 101.1 and the Mission Bay South Redevelopment Plan; accepting the Department of Public Works Order No. 176,502, dated October 24, 2006; and authorizing other official acts in connection with this Resolution.
(Public Works Department)

11/6/2006, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

061550 **[Petitions and Communications]**

Petitions and Communications received from October 31, 2006 through November 6, 2006 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on November 14, 2006.

From Marilyn Amini, submitting request for continuance of proposed legislation that amends the Administrative Code Chapter 31 (public appeal of environmental determination) until the Planning Commission has adequate time for consideration and comment. File 061311 (1)

From Kimo Crossman, submitting letter entitled "Supervisor Mirkarimi's office past excellent support for providing BOS legislation in it's original Word format – not converted to PDF." (2)

From Christian Holmer, submitting Mayor Newsom's schedule of public events for Tuesday, October 31, 2006. (3)

From Christian Holmer, regarding request for immediate disclosure of payroll/personnel files from the General Manager of the Recreation and Parks Department. 3 letters (4)

From Police Department, submitting the Police Department's Efficiency Plan for fiscal year 2005-06. (5)

From Clerk of the Board, submitting list of City departments that have submitted their conflict-of-interest code notice:
Department of Children, Youth and Their Families
Mayor's Office (6)

From the Western Addition Newspaper, submitting a formal complaint against the Office of the City Administrator, the responsible building facilities manager and KCBS (a broadcasting company) and it's representatives who have set up a business office at City Hall without a lease or purchase of space. Copy: Each Supervisor, City Administrator (7)

From Office of the Treasure & Tax Collector, submitting appointment of Tajel Shah to the Elections Commission, effective immediately. (8)

From David Cortese, San Jose City Council member, submitting support for resolution recognizing the Vietnamese Heritage and Freedom Flag as the symbol of the Vietnamese American community. File 061472, Copy: Each Supervisor (9)

From SF Unified School District, submitting a quarterly expenditure and program report that provides actual expenditures and program activities during the prior quarter. (10)

From Department of Elections, regarding parking changes in the Civic Center area for the November 7, 2006 Election. Copy: Each Supervisor (11)

From Department of Elections, submitting response to U.S. Department of Justice's concerns for San Francisco to continue providing adequate language assistance to Chinese and Spanish speaking voters as required under the Voting Rights Act. (12)

From Human Services Commission, submitting the attendance policy for the Human Services Commission adopted October 26, 2006. (13)

From Whole Foods Market, submitting request for a Type 41, On-Sale Beer & Wine Eating Place license and transfer of a Type 20, Off-Sale Beer & Wine license for a new store at 450 Rhode Island Street. (14)

From Ceri Smith, submitting additional documents for request of a liquor license for Biondivino

Wine Boutique located at 1415 Green Street. (15)

From Police Department, submitting an estimated cost of providing 2 police officers on foot patrols to the Alemany Housing Development (7 days per week and 6 hours per day). (Reference No. 20060919-017) Copy: Supervisor Ammiano (16)

From Commission on the Environment, submitting the Urban Forestry Council's attendance policy. (17)

From Local 21, submitting support for Local 21 members' the opportunity as City employees to serve on City Commissions. Copy: Each Supervisor (18)

From SF Graffiti Advisory Board, submitting their annual report for fiscal year 2005-06. (19)

From Eula Walters, urging the Port Commission to oppose placement of the Abe Lincoln Brigade piece on the easterly front of the Vaillancourt Fountain. (20)

From Office of the Treasurer, submitting the investment activity (for fiscal year to date) of the portfolios under the Treasurer's management. (21)

From concerned citizens, submitting support for the "San Francisco Slavery Disclosure Ordinance." File 060396, Copy: Each Supervisor, 3 letters (22)

From Emile Lawrence, commenting on several issues that the Taxi Commission has not addressed. (23)

From Mary Hunt, inquiring what plans if any the Board of Supervisors has to improve the safety on Townsend Street between the Cal Train Station and Advent Software at 600 Townsend (approximately 3 blocks from the Cal Train Station). Copy: Each Supervisor (24)

From Pete McHugh, Santa Clara County Supervisor, submitting support for resolution recognizing the Vietnamese Heritage and Freedom Flag as the symbol of the Vietnamese American community. File 061472, Copy: Each Supervisor (25)

From Clerk of the Board, submitting Form 700 Statement of Economic Interest from Michael Stover, Deputy Director II, Office of the Clerk of the Board (26)

From Greg Price & Wade Joffrion, submitting support for appeal of decision of the Department of Public Works approving the tentative parcel map for 455 Buena Vista East Avenue. File 061417, Copy: Each Supervisor (27)

From Vincent Poy, requesting assistance with the San Francisco Housing Authority concerning an issue they have not made any progress in resolving. Copy: Supervisor Peskin (28)

From Francisco Da Costa, submitting letter regarding public records and the information age. (29)

From Julie Laws, submitting support for Community Choice Energy in San Francisco. (30)

From Department of Parking and Traffic, regarding the feasibility of painting a Stop legend and limit line at the 9th Avenue parking lot exit, south of Irving Street. (Reference No. 20061017-001) Copy: Supervisor Mirkarimi (31)

From Local Union 510, thanking the Board for bringing the "Oracle" conference to San Francisco. (32)

From Florence Fung, urging Muni to post a 15 mph sign for the Muni outbound L-car at Ulloa Street between Lenox Way and Wawona Street. (33)

From Public Utilities Commission, regarding status of removing graffiti from the light pole location at 1215 Stanyan Street. (Reference No. 20060919-010) Copy: Supervisor Mirkarimi (34)

From Richard Scott, requesting an update (from Supervisor Elsbernd) on the status of the City Attorney's office progress as it relates to the pending matter of the Lakewood Apartments fire alarm system being out of compliance with the San Francisco Building Code. (35)

From Katherine Quinlan, submitting opposition to any development on Treasure Island. (36)
From Johann Stahl, submitting support for eliminating trans fats from food served in San Francisco. Copy: Each Supervisor (37)

From David Powell, submitting opposition to timed park use for dogs versus children. Copy: Each Supervisor (38)

From concerned citizens, submitting support for timed park use for dogs versus children. Copy: Each Supervisor, 2 letters (39)

From concerned citizens, submitting various comments on the Halloween activities in the Castro. Copy: Supervisor Dufty (40)

From Rich Olen, submitting support for the veto of foot patrols. File 060700, Copy: each Supervisor (41)

From Amy Brownell, submitting copy of letter sent to Francisco Da Costa regarding asbestos bombarding in the direction of our youth in Hunters Point. (42)

From Francisco Da Costa, commenting on various decisions by San Francisco City Attorney Dennis Herrera. (43)

From Emile Lawrence, informing the Board that he has been passed over for a position that he is qualified for three times. Copy: Department of Human Resources (44)

From Michael Boyd, submitting an amendment to his administrative complaint against the City and County of San Francisco and the San Francisco Redevelopment Agency. (45)

ADJOURNMENT

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

DOCUMENTS DEPT.
NOV 17 2006
SAN FRANCISCO
PUBLIC LIBRARY
11-17-06A08:50 RCVD

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, November 21, 2006 2:00 PM

Regular Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, FIONA MA, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Dufty, Peskin	Wednesday 1:00 PM
City and School District Select Committee Supervisors Ammiano, Maxwell, Ma, Commissioners Chin, Kelly, Wynns	2nd Monday (Bi-monthly) 4:00 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Dufty, Ma	1st and 3rd Monday 1:00 PM
Government Audit and Oversight Committee Supervisors Ammiano, Alioto-Pier, Peskin	2nd and 4th Monday 1:00 PM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Wednesday 1:00 PM
Rules Committee Supervisors Mirkarimi, Elsbernd, Ammiano	Thursday 10:00 AM
Select Committee on Ending Gun and Gang Violence Supervisors Maxwell, Mirkarimi, Ammiano	1st and 3rd Monday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

SPECIAL ORDER 2:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

(Pending approval of File 061579.)

1. 061578 **[Hearing on the proposed development plan at Candlestick Point]**
Supervisor Peskin
Hearing to discuss the proposed development at Candlestick Point.

Action:_____

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 2 through 5

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Dufty, Ma

2. 061360 **[Setting speed limit on portions of Kezar and John F. Kennedy Drives]**

Ordinance amending the Traffic Code by adding a new Section 175.07, establishing a speed limit of 30 MPH on Kezar Drive between Lincoln Way and John F. Kennedy Drive, and on John F. Kennedy Drive between Kezar Drive and Stanyan Street.

(9/28/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3252.)

11/14/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

3. 061375 **[Elections Code Amendments]**

Supervisor Elsbernd

Ordinance amending Sections 120, 200, 220, 300, 340, 500, 525, 530, 535, 545, 550, 590, and 610 of, and adding Section 815 to the Municipal Elections Code to: delete out-dated provisions relating to runoff elections; ensure that candidate statements are submitted in a uniform format; require that measures submitted by the Mayor, Board of Supervisors, or four or more Supervisors are submitted 95 days prior to the election; provide that failure to include an enacting clause in an initiative petition does not invalidate the petition; require the Department of Elections mail a voter information pamphlet to each registered San Francisco voter at least 29 days before an election; adjust the deadlines for ballot arguments and for the public review period to allow sufficient time for the voter information pamphlet to be prepared and mailed 29 days prior to the election; require ballot arguments to be submitted in a uniform format; provide a 24-hour period for the Ballot Simplification Committee to receive and act on written requests for the reconsideration of a digest; and clarify that candidates must file fees when submitting a candidate statement.

11/14/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. 061451 **[Settlement of Lawsuit - People v. California Pacific Medical Group]**

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco on behalf of the People of the State of California, against California Pacific Medical Group, Inc., dba Brown and Toland Medical Group, on April 10, 2006 in San Francisco Superior Court, Case No. CGC-06451051, entitled The People of the State of California, et al. v. California Pacific Medical Group, Inc., dba Brown and Toland Medical Group.
(City Attorney)

11/14/2006, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

5. 061452 **[Settlement of Lawsuit - CCSF, et. al. v. Landavazo Brothers, Inc., et. al.]**

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco as a qui tam plaintiff and party against (a) Landavazo Bros., Inc. and its owners and (b) George, Theodore, Derrick and John Landavazo (together, the "Landavazos") on June 14, 2001, in United States District Court For the Northern District of California, Case No. C-01-2315 MHP, entitled, City and County of San Francisco et. al. v. Landavazo Brothers, Inc., et. al., with the Landavazos paying: (a) $100,000 within 10 days of the final approval of the settlement ; (b) making sixty-five (65) monthly payments of $7,500, beginning January 5, 2007; and (c) the City paying to the San Francisco Bay Area Rapid Transit District (BART") therefrom $50,000, with $25,000 to come from the initial payment and the balance to be paid at $2,500 from the next ten (10) payments. The Landavazos are also to forego bidding on, or performing any work on San Francisco or BART projects through December 31, 2008.
(City Attorney)

11/14/2006, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

*Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:*_____

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Ma

6. **060944** **[Food Service Waste Reduction Ordinance]**
Supervisors Peskin, Daly, Mirkarimi, Ammiano, McGoldrick, Sandoval, Maxwell, Dufty, Ma, Alioto-Pier
Ordinance amending the San Francisco Environment Code by adding Chapter 16, Sections 1601 through 1611, to: (1) prohibit the use of polystyrene foam disposable food service ware and require the use of biodegradable/compostable or recyclable disposable food service ware by restaurants, retail food vendors, City departments and the City's contractors and lessees unless there is no affordable alternative; and, (2) provide for penalties for violation; and amending the San Francisco Health Code by repealing Sections 469 through 469.10, which ban the use of food packaging and plastic food service ware made with chlorofluorocarbons.

10/31/2006, SUBSTITUTED. Supervisor Peskin submitted a substitute ordinance bearing new title.

11/14/2006, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. Supervisor Alioto-Pier requests to be added as cosponsor.

11/14/2006, PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors McGoldrick, Ammiano, Ma

7. **061205** **[Policy making marijuana offenses the lowest law enforcement priority]**
Supervisors Ammiano, Daly
Ordinance amending the San Francisco Administrative Code by adding Chapter 12X to make marijuana offenses by adults the lowest law enforcement priority in San Francisco, and require notification of state and federal officials.
(Supervisor Ma dissented)

11/14/2006, PASSED ON FIRST READING. Supervisor Daly requested to be added as cosponsor.

Question: Shall this Ordinance be FINALLY PASSED?

8. 061554 **[Establish Community Oversight Committee Regarding Enforcement of Marijuana Offenses]**
Supervisors Ammiano, Daly
Ordinance amending the San Francisco Administrative Code by adding Chapter 12X.6 to establish a Community Oversight Committee regarding enforcement of marijuana offenses.
(Supervisor Ma dissented)

11/14/2006, PASSED ON FIRST READING. Supervisor Daly requested to be added as cosponsor.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Peskin

9. 061074 **[Authorizing the Committee on Information Technology to amend its contract with Microgear/ESP to exceed $10 million]**

Supervisor Daly

Resolution authorizing the Committee on Information Technology to retroactively enter into the Third Amendment between the City and Microgear/ESP (part of the Computer Store procurement vehicle), in which the amendment shall increase the contract's anticipated expenditures to over $10 million.

(Fiscal impact.)

Question: Shall this Resolution be ADOPTED?

10. 061075 **[Authorizing the Committee on Information Technology to amend its contract with Central Computer Systems to exceed $10 million]**

Supervisor Daly

Resolution authorizing the Committee on Information Technology to retroactively enter into the Third Amendment between the City and Central Computer Systems (part of the Computer Store procurement vehicle), in which the amendment shall increase the contract's anticipated expenditures to over $10 million.

(Fiscal impact.)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Daly, Dufty, Peskin

11. 061351 **[Lease of Property at S.F. Marina West Harbor, near the intersection of Marina Boulevard and Fillmore Street, to the St. Francis Yacht Club]**

Supervisor Alioto-Pier

Resolution authorizing and approving the execution, delivery and performance of a lease of real property at the S.F. Marina West Harbor near the intersection of Marina Boulevard and Fillmore Street (a portion of Block 0900, Lot 003) to the St. Francis Yacht Club for a term of forty (40) years plus the approximately seven (7) years remaining on the Club's existing lease; and adopting findings under the California Environmental Quality Act and findings pursuant to the City Planning Code Section 101.1.

Question: Shall this Resolution be ADOPTED?

12. 061532 **[Certificates of Participation relating to One South Van Ness Avenue, 1650 Mission Street and 30 Van Ness Avenue; and Authorization to Remove 1650 Mission Street Due Diligence Contingences]**

Supervisors Peskin, Elsbernd

Resolution authorizing the execution and delivery of certificates of participation to finance the acquisition and improvement of One South Van Ness Avenue and 1650 Mission Street and the improvement of 30 Van Ness Avenue; approving the form of a trust agreement between the City and County of San Francisco (the "City") and a trustee (including certain indemnities contained therein); authorizing the selection of a trustee; approving the form of a property lease between the City and a trustee relating to certain City-owned property; approving the form of a project lease between a trustee and the City (including certain indemnities contained therein); approving the form of an official notice of sale and notice of intention to sell relating to the certificates of participation; approving the form of an official statement in preliminary and final form; approving the form of a continuing disclosure certificate; authorizing the reimbursement of certain expenditures; approving the removal of the due diligence contingencies relating to the purchase of 1650 Mission Street and a City assumption of the Spectrum Federal Credit Union lease at 1650 Mission Street; adopting findings under the California Environmental Quality Act and findings pursuant to the City Planning Code Section 101.1; and ratifying previous actions taken in connection therewith.

Question: Shall this Resolution be ADOPTED?

13. 061461 **[Prevailing wages for workers on public works/improvement projects, workers doing janitorial services, workers in public off-street parking lots, garages, or auto storage facilities, workers in theatrical services; and workers performing moving services]**

Resolution fixing prevailing wage rates for (1) workers performing work under City contracts for public work and improvement; (2) workers performing work under City contracts for janitorial services; (3) workers in public off-street parking lots, garages, or storage facilities for automobiles on property owned or leased by the City; (4) workers engaged in theatrical or technical services for shows on property owned by the City; and (5) workers performing moving services under City contracts at facilities owned or leased by the City.
(Civil Service Commission)

Question: Shall this Resolution be ADOPTED?

14. 061468 **[Prevailing wage and displaced worker requirements for City contracts for hauling of solid waste generated by City operations]**

Supervisors Ma, Peskin, Daly, Dufty

Ordinance adding Section 21.25-5 to the Administrative Code, requiring payment of wages at prevailing rates to workers engaged in the hauling of solid waste, generated by the City in the course of City operations, pursuant to a contract with the City; establishing a process for the Board of Supervisors to set prevailing wage rates; establishing rules and a process for enforcement of prevailing wage rate requirements; requiring retention of workers engaged in the hauling of solid waste generated by the City in the course of City operations, pursuant to a contract with the City, upon transition to a new contractor; and establishing rules and a process for enforcement of worker retention requirements.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Ammiano, Peskin

15. 051465 **[Grant of Federal Funds - Municipal Transportation Agency]**
Supervisor Peskin
Resolution authorizing the Municipal Transportation Agency to accept and expend $9,920,000 of Federal New Starts Capital Assistance for the Third Street-Phase II - New Central Subway project, excluding administrative overhead costs.

Question: Shall this Resolution be ADOPTED?

16. 061422 **[Grant of Federal Funds - Municipal Transportation Agency]**
Supervisor Peskin
Resolution authorizing the Municipal Transportation Agency to accept and expend $24,502,500 of Federal Section 5309 New Starts Capital Assistance for the Third Street-Phase II - Central Subway project, excluding administrative overhead costs.
(Fiscal impact.)

Question: Shall this Resolution be ADOPTED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

17. 061261 **[Zoning - Conditional use for change in use or demolition of a general grocery store]**
Supervisor Elsbernd
Ordinance amending the Planning Code to add Section 218.2 and to amend Sections 703.2, 803.2, and 803.3 to require conditional use authorization for any project involving the change in use or demolition of a general grocery store; amending Planning Code Section 790.102 to define general grocery store; amending Planning Code Section 303 to require specific findings as part of a conditional use authorization for a change in use or demolition of a general grocery store; making the legislation apply to specified applications and permits filed on or after September 12, 2006; and making environmental findings and findings of consistency with the General Plan and priority policies of the Planning Code Section 101.1.

10/24/2006, SUBSTITUTED. Supervisor Elsbernd submitted a substitute ordinance bearing new title.

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES

Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:

1. *Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
2. *Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
3. *Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
4. *Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.*
5. *Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.*

18. 061396 **[Public Hearing - Appeal of Categorical Exemption from Environmental Review for 3300 Clay Street]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated April 26, 2006, granting a Categorical Exemption from the California Environmental Quality Act (Building Permit Application No. 2006.02.27.5519) the proposed project at 3300 Clay Street, Lot 003 in Assessor's Block 0997. The proposal to remodel the ground floor, excavate and install a six-car garage and install a new opening in the side of the building for access to the garage. (Appellant: Douglas D. Cain)

(Filed October 13, 2006; companion measure to Files 061397, 061398, 061399, District 2.)

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)

19. 061397 **[Affirming the categorical exemption issued for 3300 Clay Street project]**

Motion affirming the determination by the Planning Department that the 3300 Clay Street project is categorically exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

20. 061398 [Disapproving the categorical exemption issued for 3300 Clay Street project]

Motion disapproving the determination by the Planning Department that the 3300 Clay Street project is categorically exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

21. 061399 [Preparation of findings related to the 3300 Clay Street project]

Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 3300 Clay Street is exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following items will be considered by the Rules Committee at a Regular Meeting on Thursday, November 16, 2006 at 10:00 a.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, November 21, 2006.

22. 061387 [Appointment, Planning Commission]

Mayor

Motion approving the Mayor's appointment of Marilyn Sue Lee to the Planning Commission term ending July 1, 2010.

(Section 4.105 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved; companion measure to File 061388.)
Transmittal date – October 3, 2006.

Question: Shall this Motion be APPROVED?

23. 061388 [Appointment, Planning Commission]

Mayor

Motion rejecting the Mayor's appointment of Marilyn Sue Lee to the Planning Commission term ending July 1, 2010.

(Section 4.105 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved; companion measure to File 061387.)
Transmittal date – October 3, 2006.

Question: Shall this Motion be APPROVED?

24. 061389 **[Reappointment, Planning Commission]**

Motion approving the Mayor's reappointment of William L. Lee to the Planning Commission term ending July 1, 2010.
(Mayor)
(Section 4.105 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved; companion measure to File 061390.)
Transmittal date – October 3, 2006.

Question: Shall this Motion be APPROVED?

25. 061390 **[Reappointment, Planning Commission]**

Motion rejecting the Mayor's reappointment of William L. Lee to the Planning Commission term ending July 1, 2010.
(Section 4.105 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved; companion measure to File 061389.)
Transmittal date – October 3, 2006.

Question: Shall this Motion be APPROVED?

The following item will be considered by the Select Committee on Ending Gun and Gang Violence Committee at a Regular Meeting on Monday, November 20, 2006 at 10:00 a.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, November 21, 2006.

26. 061453 **[Police Foot Patrols]**

Supervisors Mirkarimi, Daly, Ammiano, Maxwell, Sandoval

Ordinance adopting Section 10A.1 of the San Francisco Administrative Code to establish a one-year pilot program requiring foot patrols in crime-impacted areas within the boundaries of Northern, Park, Tenderloin, Mission, Ingleside, Taraval, Southern, Bayview, Central and Richmond Police District Stations, and require reporting and review on the effectiveness of the foot patrols.

10/17/2006, AMENDED. Amended to add language to include the addition of Central and Richmond District Police Stations.
10/17/2006, REFERRED to Select Committee on Ending Gun and Gang Violence. Referred as amended.

Question: Shall this Ordinance be PASSED ON FIRST READING?

The following item will be considered by the Government Audit and Oversight Committee at a Special Meeting on Monday, November 20, 2006 at 1:00 p.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, November 21, 2006.

27. 061465 [MOU, Amendment No. 2 - San Francisco Police Officers' Association (SFPOA)]
Mayor, Supervisors Dufty, Elsbernd

Ordinance adopting and implementing amendments to the 2003-2007 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (SFPOA) by (a) establishing retention pay of an additional four percent (4%) for officers who have completed thirty (30) or more years of service, effective June 30, 2007; (b) providing $1,000 referral bonuses for officers who refer successful candidates for police officer positions; (c) providing lateral signing bonuses of $5,000 for police officers hired from other police agencies; (d) allocating $250,000 annually to a joint labor-management recruitment committee; (e) eliminating the practice of allowing retiring officers to use accrued leave during their final 90 days of employment; and providing for incorporation of these provisions in the MOU to succeed the 2003-2007 MOU with expiration upon the conclusion of such successor MOU unless renewal is agreed.

(Fiscal impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

28. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

29. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

30. 061559 **[Legislative Analyst Request]**

Supervisor Elsbernd

Motion requesting the Legislative Analyst to research comparable Natural Areas Plans that have been developed and implemented in other jurisdictions. As well, please explore the availability of existing studies that provide data that may assist in determining potential costs for San Francisco's Natural Areas Program Management Plan (NAP MP).

Question: Shall this Motion be APPROVED?

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 31 through 42

31. 061579 [Motion to Hold Public Hearing on the proposed development plan at Candlestick Point]

Supervisor Peskin

Motion directing the Board of Supervisors to hold a public hearing on November 21, 2006, at 2:00 p.m., with the Board sitting as a committee of the whole, to discuss the proposed development at Candlestick Point.

11/14/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

32. 061577 [Calling for the Board of Supervisors to sit as a Committee of the Whole on December 5, 2006, at 4:00 pm to consider findings of recent economic report]

Supervisor Alioto-Pier

Motion calling for the Board of Supervisors to sit as a Committee of the Whole on December 5, 2006, at 4:00 pm to hear and discuss the findings of the report, "Focusing San Francisco's Economic Strategy: From Goals to Strategic Priorities."

11/14/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

33. 061570 [Issuance and Sale of Revenue Bonds - Elder Care Alliance of San Francisco]

Supervisor Dufty

Resolution approving the issuance and sale of tax-exempt bonds by the ABAG Finance Authority for Nonprofit Corporations in an aggregate principal amount not to exceed $37,000,000 to refinance a portion of the costs of acquisition, construction and equipping of an assisted living and dementia care facility.

11/14/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

34. 061571 [Condemning Human Rights Violations in the Philippines]

Supervisors Mirkarimi, Daly, Ammiano

Resolution condemning the politically-motivated killings and other human rights violations in the Philippines, extending sympathy to the families of victims and urging President Macapagal-Arroyo to reassert human rights and allow for an independent investigation into the killings.

11/14/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

35. 061572 **[Commemorating National Prematurity Awareness Month]**

Supervisor Mirkarimi

Resolution commemorating National Prematurity Awareness Month, acknowledging that premature birth is a serious, common and costly problem. The etiology of premature birth is unknown and can happen to any pregnant woman. We hope all of you will join us in the campaign to reduce premature birth by supporting research, educating the public and health care providers about this critical issue.

11/14/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

36. 061573 **[Urging NBC-Universal to reconsider its decision to eliminate local Spanish newscasts at KSTS-48 Telemundo]**

Supervisor Sandoval

Resolution urging NBC-Universal to reconsider its decision to eliminate local Spanish news newscasts at KSTS-48 Telemundo.

11/14/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

37. 061574 **[Recognizing the City of Santa Ana for electing a Council reflective of its constituency's diverse ethnic majority]**

Supervisor Sandoval

Resolution recognizing the City of Santa Ana for electing a Council reflective of its constituency's diverse ethnic majority.

11/14/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

38. 061575 **[Supporting Saul Arellano, a 7 year-old boy whose mother has taken refuge at a church in Chicago to avoid deportation]**

Supervisor Sandoval

Resolution supporting Saul Arellano, a 7 year-old boy whose mother has taken refuge at a church in Chicago to avoid deportation.

11/14/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

39. 061555 **[Final Map 2808 - 19 Clementina Street]**

Motion approving Final Map 2808, a 32 Unit Live Work Condominium Project, located at 19 Clementina Street being a subdivision of Lot 119 in Assessors Block No. 3736 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,428; District 6.)

11/10/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

40. **061556** **[Final Map 3686 - 2351 Powell Street]**

Motion approving Final Map 3686, a 73 Unit Mixed-Use Condominium Project, located at 2351 Powell Street being a subdivision of Lot 1,3 & 4 in Assessors Block No. 0031 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,430; District 3.)

11/10/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

41. **061557** **[Final Map 3825 - 520 Chestnut Street]**

Motion approving Final Map 3825, a 20 Unit Residential Condominium Project, located at 520 Chestnut Street being a subdivision of Lot 9 in Assessors Block No. 0052 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW order No. 176,422; District 3.)

11/10/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

42. **061558** **[Final Map 3283 - 1117 Ocean Avenue]**

Motion approving Final Map 3283, a 12 Unit Mixed-Use Condominium Project, located at 1117 Ocean Avenue being a subdivision of Lot 45 in Assessors Block No. 6944 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,429; Distirct 11.)

11/10/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

43. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from November 7, 2006 through November 13, 2006, for reference by President to appropriate committee on November 21, 2006.

061545 **[Settlement of Lawsuit - Peter P. Naughton and Bernadette A. Naughton as Trustees of the 2004 Peter P. Naughton and Bernadette A. Naughton Revocable Trust v. CCSF, et al.]**
Ordinance approving settlement of litigation brought by Peter P. Naughton and Bernadette A. Naughton as Trustees of the 2004 Peter P. Naughton and Bernadette A. Naughton Revocable Trust to quiet title as to the City and County of San Francisco in certain utility easements, in the action entitled Peter P. Naughton and Bernadette A. Naughton as Trustees of the 2004 Peter P. Naughton and Bernadette A. Naughton Revocable Trust v. City and County of San Francisco, et al. (San Francisco Superior Court No. CGC-05-440100, filed April 5, 2005), for a total value of $136,000.00.
(Real Estate Department)

11/8/2006, RECEIVED AND ASSIGNED to Rules Committee.

061546 **[Summary Vacation of Sewer, Water and Utility Easements Within Assessor's Block 2864, Lot 001 and Sale to Owner of Assessor's Block 2864, Lot 001 Upon Conditions]**

Ordinance ordering the summary vacation of six recorded sewer, water and utility easements located within Assessor's Block 2864, Lot 001, on land commonly known as 300 Laguna Honda Boulevard, subject to specified conditions; adopting findings pursuant to the California Streets and Highways Code Section 8330 et seq.; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the vacation and sale by quitclaim are consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; authorizing the conveyance of the City's interest in the vacated easements to the fee owners of Assessor's Block 2864, Lot 001, upon satisfaction of conditions set forth in companion Ordinance No. _____ on file with the Clerk of the Board of Supervisors in File No. _____; and ratifying and authorizing actions in furtherance of the ordinance.

(Real Estate Department)

11/8/2006, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from November 7, 2006 through November 13, 2006, for reference by President to appropriate committee on November 21, 2006.

061547 **[Amendment to Contract with Geomatrix Consultants, Inc.]**

Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute an amendment to the contract with Geomatrix Consultants, Inc. to extend the term retroactively through June 30, 2007, to modify the scope of services, and to increase the contract by an amount not to exceed $180,000 for a new total amount not to exceed $1,097,000 for environmental consulting services.

11/13/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061548 **[Third Amendment to John Stewart Company Sublease of Housing Units on Treasure Island]**

Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute a third amendment to the sublease with the John Stewart Company to extend the term.

11/13/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061549 **[Fourth Amendment to John Stewart Company Sublease of Housing Units on Treasure Island]**

Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute a fourth amendment to the sublease with the John Stewart Company to increase utility rates.

11/13/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061589 **[Petitions and Communications]**

Petitions and Communications received from November 7, 2006 through November 13, 2006 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on November 21, 2006.

From Stephen Williams, submitting a supplement to his appeal letter, including an executive summary in support of appeal of Exemption from Environmental Review for 2564 Sutter Street. File 061327 (1)

From Karla Spaulding, regarding her voting difficulities at the polling site set up at the Balboa Police Department. Copy: Department of Elections (2)

From Office of the Mayor, submitting notice that Supervisor Dufty will be Acting-Mayor from 12:45 pm Sunday, November 12, 2006 until 4:00 pm on Monday, November 13, 2006. Copy: Each Supervisor, City Attorney (3)

From Department of Public Works, reporting on the status of trimming the trees at 303-305 Oak Street so that the right turn signs onto Octavia Boulevard are clearly visible. (Reference No. 20061031-001) Copy: Supervisor Mirkarimi (4)

From Department of Public Works, reporting on the status of removing graffiti from the red emergency boxes at Divisadero and Ellis Streets and Webster Street and Golden Gate Avenue. (Reference No. 20061031-006) Copy: Supervisor Mirkarimi (5)

From Department of Public Works, reporting on the status of removing graffiti from the mailboxes at various locations in District 5. (Reference No. 20061031-009) Copy: Supervisor Mirkarimi (6)

From Department of Public Works, reporting on the status of removing graffiti from the utility poles at various locations in District 5. (Reference No. 20061031-013) Copy: Supervisor Mirkarimi (7)

From Department of Public Works, reporting on the status of removing graffiti from the phone switch boxes at various locations in District 5. (Reference No. 20061031-014) Copy: Supervisor Mirkarimi (8)

From Department of Public Works, reporting on the status of removing graffiti from the wooden utility poles on all four corners of Pierce and Page Streets. (Reference No. 20061031-014) Copy: Supervisor Mirkarimi (9)

From Eula Walters, urging the Port Commission to oppose placement of the Abe Lincoln Brigade piece on the easterly front of the Vaillancourt Fountain. (10)

From State Department of Mental Health, submitting notification of proposed placement (Potter Hotel, 1288 Mission Street) of a person committed as a sexually violent predator under Welfare and Institutions Code 6600 et seq. Copy: City Attorney (11)

From Christian Holmer, regarding public records request from various City departments. 3 letters (12)

From Christian Holmer, regarding public audit of Recreation and Park Department's payroll for selected jobs from official records for fiscal year 2005-06. (13)

From Bruce Brugmann, submitting letter entitled "City Hall's new secrets." (14)

From Vincent Poy, concerning his complaint and resolution to a problem with the San Francisco Housing Authority. Copy: Supervisor Peskin (15)

From concerned citizens, submitting support for timed park use for dogs versus children. Copy: Each Supervisor (16)

From Richard Baker, requesting an apology from the Board of Supervisors for not allowing the USS Iowa to dock in San Francisco. Copy: Each Supervisor (17)

From concerned citizens, commenting on amending the Planning Code to make all massage establishments conditional uses. File 050176, Copy: Each Supervisor, 2 letters (18)

From Victor Saldivar, urging the Board to implement stricter rules with the main one being no one admitted without costume to the Halloween Party in the Castro. (19)

From Clerk of the Board, submitting Form 700 Statement of Economic Interest from Adam Van de Water, Legislative Analyst (20)

From Office of the City Attorney, submitting copy of letter sent to the Mayor of Santa Clara, Executive Director of the Santa Clara Redevelopment Agency, and the County Executive of Santa Clara County; requesting an immediate public records request to inspect and receive copies of any and all of the following public records in the custody or control of any board, commission, agency, department, official or employee of the City and County of Santa Clara. (21)

From Clerk of the Board, submitting notice that Proposition B, Charter Amendment allowing members of boards and commissions to participate in meetings by teleconference due to pregnancy was passed by the voters at the November 7, 2006 Election. (22)

From Clerk of the Board, submitting notice that Proposition C, Charter Amendment setting salaries of certain local elected officials was passed by the voters at the November 7, 2006 Election. (23)

From Clerk of the Board, submitting notice that Proposition D, Disclosure of Private Information was passed by the voters at the November 7, 2006 Election. (24)

From Clerk of the Board, submitting notice that Proposition F, the Paid Sick Leave Ordinance was passed by the voters at the November 7, 2006 Election. (25)

From Clerk of the Board, submitting notice that Proposition G, Limitations on Formula Retail Stores was passed by the voters at the November 7, 2006 Election. (26)

From Clerk of the Board, submitting notice that Proposition H, Relocation Assistance for No Fault Tenant Removal was passed by the voters at the November 7, 2006 Election. (27)

From Clerk of the Board, submitting notice that Proposition I, a Declaration of Policy urging the Mayor to appear monthly at a Board of Supervisors meeting was passed by the voters at the November 7, 2006 Election. (28)

From Clerk of the Board, submitting notice that Proposition J, a Declaration of Policy calling for the impeachment of President George Bush and Vice-President Dick Cheney was passed by the voters at the November 7, 2006 Election. (29)

From Clerk of the Board, submitting notice that Proposition K, a Declaration of Policy adopting a Policy relating to the housing needs of seniors and disabled adults was passed by the voters at the November 7, 2006 Election. (30)

From Municipal Transportation Agency, regarding the feasibility of installing stop signs on Addison and Farnum Streets. (Reference No. 20060711-004) Copy: Supervisor Dufty (31)

From Municipal Transportation Agency, regarding the feasibility of installing speed limit signs and investigate other measures to reduce vehicular speeds on Circular Avenue (located off of Monterey and near 280) (Reference No. 20060725-001) Copy: Supervisor Elsbernd (32)

Number not used. (33)

From Christian Holmer, submitting letter entitled "Department of Emergency Communications submits Avian Flu template response as hard copy via US Mail." (34)

From Ken Meade, commenting on what a huge loss it is to San Francisco to loss the 49er's to Santa Clara. Copy: Each Supervisor (35)

From Leland Low, submitting support for the Jr. ROTC program in Bay Area schools. (36)

From James Doyle, commenting on resolution passed by the Board of Supervisors urging Cardinal Levada to withdraw his directive to Catholic Charities forbidding the placement of children in need of adoption with same-sex couples. (37)

From Douglas Mathieux, commenting on the real minimum wage in San Francisco. Copy: Each Supervisor (38)
From Office of the Controller, submitting the Countywide Cost Allocation Plan for fiscal year 2006-2007. (39)

From Municipal Transportation Agency, submitting copy of letter sent to residents of Bernal Heights noting that the entire North Bernal Heights Traffic Calming Project Plan can be viewed at www.livablestreets.org. (40)

From Human Rights Commission, recommending resolution which endorses the United Nations Declaration on the Responsibility to Protest. (41)

From Human Rights Commission, recommending the Board amend Chapters 12A and 12B of the SF Administrative Code by changing the definition of "Age" to broaden the protection for persons over 40 years of age. (42)

From Department of Human Resources, submitting request for waiver of Chapter 12A and 12B of the Administrative Code for SMG (S.F. Convention Facilities) at 747 Howard Street. (43)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 2289 Union Street. (44)

From Larry Prager, submitting suggestions that may reduce the gang problem in California. (45)

From Gregory Scanlon, submitting opposition to San Francisco providing any funding for the building of a 49er stadium. Copy: Each Supervisor (46)

From Mary Anderton, urging the Board of Supervisors to stop the Google/Earthlink deal immediately, and instead use the City's existing fiber optic lines as the backbone to build a free, publicly owned internet system by 2007. (47)

From Penny Chua, regarding her hit and run CHP accident report. Copy: Supervisor Ammiano (48)

ADJOURNMENT

BOARD of SUPERVISORS

City Hall
Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 544-5227

NOTICE OF PUBLIC HEARING

SUBJECT: PROPERTY ACQUISITION - EMINENT DOMAIN, 2.8 acres located at Indiana and Cesar Chavez Streets, consisting of portions of Assessor's Lots 2, 2A and 13 in Block 4349 and a portion of Assessor's Lot 3 in Block 4382, San Francisco, California.

Notice is hereby given that, in accordance with Section 1245.235 of the Code of Civil Procedure, the Board of Supervisors will hold a **PUBLIC HEARING on December 5, 2006 at 3:00 P.M.**, in the Board of Supervisors Legislative Chamber, **1 Dr. Carlton B. Goodlett Place, ROOM 250,** to make findings of whether public interest and necessity require the City and County of San Francisco to acquire, by eminent domain, approximately 2.8 acres of property located at Indiana and Cesar Chavez Streets, consisting of portions of Assessor's Lots 2, 2A and 13 in Block 4349 and a portion of Assessor's Lot 3 in Block 4382 in San Francisco for the Municipal Railway's new Islais Creek Motor Coach Operations and Maintenance Facility.

You have a right to appear and be heard on the matters referred to in California Code of Civil Procedure Section 1240.030, including, but not limited to, whether: (l) the public interest and necessity require the project and acquisition of the property identified above; (2) the project is planned and located in a manner that will be most compatible with the greatest public good and the least private injury; (3) the City's acquisition of the property is necessary for the proposed project; and (4) the City has made the required offer(s) to the owner(s) of the property.

Persons who have been notified of such public hearing and who, within fifteen days after receipt of such notice, have filed a written request to do so, may appear and be heard at the public hearing. The Board of Supervisors, at its discretion, need not give an opportunity to any other person to appear and be heard.

The procedure of the Board of Supervisors requires that the finding of public interest and necessity be made by a two-thirds vote of all its members.

At the close of the public hearing, a vote will be made on a resolution entitled **"Resolution Authorizing acquisition of 2.8 acres of property adjacent to City property at Indiana and Cesar Chavez Streets, consisting of portions of Assessor's Lots 2, 2A and 13 in Block 4349 and a portion of Assessor's Lot 3 in Block 4382, in the City and County of San Francisco, for construction of the Municipal Railway's new Islais Creek Motor Coach Operations and Maintenance Facility; adopting environmental findings under the California Environmental Quality Act ("CEQA"), CEQA Guidelines, and Administrative Code Chapter 31, and adopting findings under the General Plan and City Planning Code Section 101.1."**

Persons who are unable to attend the hearing may submit written comments regarding this matter prior to the beginning of the hearing. These comments will become part of the official public record.

Mail comments to: Board of Supervisors, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102-4689 (File 061377)

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11/16/06

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

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Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, December 5, 2006 2:00 PM

Regular Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Board of Supervisors	2:00 PM
Budget and Finance Committee Supervisors Daly, Dufty	Wednesday 1:00 PM
City and School District Select Committee Supervisors Ammiano, Maxwell, Commissioners Chin, Kelly, Wynns	2nd Monday (Bi-monthly) 4:00 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Dufty	1st and 3rd Monday 1:00 PM
Government Audit and Oversight Committee Supervisors Ammiano, Alioto-Pier, Peskin	2nd and 4th Monday 1:00 PM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Wednesday 1:00 PM
Rules Committee Supervisors Mirkarimi, Elsbernd, Ammiano	Thursday 10:00 AM
Select Committee on Ending Gun and Gang Violence Supervisors Maxwell, Mirkarimi, Ammiano	1st and 3rd Monday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices. (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

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AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

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Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

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ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Motion to approve Board Meeting Minutes for October 31, 2006.

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 8

Recommendation of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

1. 061468 **[Prevailing wage and displaced worker requirements for City contracts for hauling of solid waste generated by City operations]**

Supervisors Ma, Peskin, Daly, Dufty, Mirkarimi

Ordinance adding Section 21.25-5 to the Administrative Code, requiring payment of wages at prevailing rates to workers engaged in the hauling of solid waste, generated by the City in the course of City operations, pursuant to a contract with the City; establishing a process for the Board of Supervisors to set prevailing wage rates; establishing rules and a process for enforcement of prevailing wage rate requirements; requiring retention of workers engaged in the hauling of solid waste generated by the City in the course of City operations, pursuant to a contract with the City, upon transition to a new contractor; and establishing rules and a process for enforcement of worker retention requirements.

11/21/2006, PASSED ON FIRST READING. Supervisor Mirkarimi requested to be added as a co-sponsor.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Ammiano, Alioto-Pier, Peskin

2. 061465 [MOU, Amendment No. 2 - San Francisco Police Officers' Association (SFPOA)]
Mayor, Supervisors Dufty, Elsbernd, Alioto-Pier, Mirkarimi

Ordinance adopting and implementing amendments to the 2003-2007 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (SFPOA) by (a) establishing retention pay of an additional four percent (4%) for officers who have completed thirty (30) or more years of service, effective June 30, 2007; (b) providing $1,000 referral bonuses for officers who refer successful candidates for police officer positions; (c) providing lateral signing bonuses of $5,000 for police officers hired from other police agencies; (d) allocating $250,000 annually to a joint labor-management recruitment committee; (e) eliminating the practice of allowing retiring officers to use accrued leave during their final 90 days of employment; and providing for incorporation of these provisions in the MOU to succeed the 2003-2007 MOU with expiration upon the conclusion of such successor MOU unless renewal is agreed. (Fiscal impact.)

11/21/2006, PASSED ON FIRST READING. Supervisors Alioto-Pier and Mirkarimi requested to be added as co-sponsors.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

3. 061261 [Zoning - Conditional use for change in use or demolition of a general grocery store]
Supervisor Elsbernd

Ordinance amending the Planning Code to add Section 218.2 and to amend Sections 703.2, 803.2, and 803.3 to require conditional use authorization for any project involving the change in use or demolition of a general grocery store; amending Planning Code Section 790.102 to define general grocery store; amending Planning Code Section 303 to require specific findings as part of a conditional use authorization for a change in use or demolition of a general grocery store; making the legislation apply to specified applications and permits filed on or after September 12, 2006; and making environmental findings and findings of consistency with the General Plan and priority policies of the Planning Code Section 101.1.

10/24/2006, SUBSTITUTED. Supervisor Elsbernd submitted a substitute ordinance bearing new title.

11/21/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

4. 061520 **[Settlement of Lawsuit - Cynthia Fitzgerald]**

Ordinance authorizing settlement of the lawsuit filed by Cynthia Fitzgerald against the City and County of San Francisco for $140,000; the lawsuit was filed on November 8, 2004 in San Francisco Superior Court, Case No. 436-152; entitled Cynthia Fitzgerald, et al., v. City and County of San Francisco, et al.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

5. 061521 **[Settlement of Lawsuit - Bradford Wilson]**

Ordinance authorizing settlement of the lawsuit filed by Bradford Wilson against the City and County of San Francisco for $70,000.00; the lawsuit was filed on October 27, 2005 in the San Francisco Superior Court, Case No. 446116; entitled Bradford Wilson v. City and County of San Francisco, et al.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

6. 061484 **[Settlement of Unlitigated Claim - Fremont Investment Advisor, Inc.]**

Resolution approving the settlement of the unlitigated Claim No. 06-02119 filed by Fremont Investment Advisor, Inc. for Payroll Tax Refund against the City and County of San Francisco for $33,041.34.

Question: Shall this Resolution be ADOPTED?

7. 061552 **[Appointment - Bicycle Advisory Committee]**

Resolution appointing Richard Tilles, term ending November 19, 2008, to the Bicycle Advisory Committee.

Richard Tilles, succeeding himself, term expired, seat 2, must be a nominee of District 2 Supervisor, for the unexpired portion of a two-year term ending November 19, 2008.

Question: Shall this Resolution be ADOPTED?

8. 061553 **[Appointment - Western SoMa Citizens' Planning Task Force]**

Resolution appointing Mark Vernon and Susan Hagen Contreras, terms ending November 23, 2007, to the Western SoMa Citizens' Planning Task Force.

Mark Vernon, succeeding Karen Nolan, resigned, seat 5, must be raising a family in western SoMa, for the unexpired portion of a three-year term ending November 23, 2007.
Susan Hagen Contreras, succeeding Sharon Kim, resigned, seat 14, must be a parks and open space advocate, for the unexpired portion of a three-year term ending November 23, 2007.

Question: Shall this Resolution be ADOPTED?

*Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:*_____

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

9. 061635 **[Adopting findings related to disapproving the categorical exemption issued for 2564 Sutter Street]**

Motion adopting findings related to disapproving the determination by the Planning Department that the 2564 Sutter Street project is categorically exempt from environmental review under the California Environmental Quality Act.

11/20/2006, REFERRED to Board of Supervisors.

Question: Shall this Motion be APPROVED?

Recommendation of the Select Committee on Ending Gun and Gang Violence

Present: Supervisors Maxwell, Mirkarimi, Ammiano

10. 061453 **[Police Foot Patrols]**

Supervisors Mirkarimi, Daly, Ammiano, Maxwell, Sandoval

Ordinance adopting Section 10A.1 of the San Francisco Administrative Code to establish a one-year pilot program requiring foot patrols in crime-impacted areas within the boundaries of Northern, Park, Tenderloin, Mission, Ingleside, Taraval, Southern, Bayview, Central and Richmond Police District Stations, and require reporting and review on the effectiveness of the foot patrols.

10/17/2006, AMENDED. Amended to add language to include the addition of Central and Richmond District Police Stations.

10/17/2006, REFERRED to Select Committee on Ending Gun and Gang Violence. Referred as amended.

11/21/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

11. 061455 **[Confirmation - San Francisco Redevelopment Agency]**

Resolution confirming the reappointment of Benny Yee by the Mayor, term ending September 3, 2010, to the San Francisco Redevelopment Agency.

11/14/2006, CONTINUED. Continued to December 5, 2006

Question: Shall this Resolution be ADOPTED?

NEW BUSINESS

Recommendations of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

12. 061333 [Prohibiting Gifts From Restricted Sources]
Supervisor Mirkarimi
Ordinance amending section 3.216 of the Campaign and Governmental Conduct Code to prohibit City officers and employees from receiving any gifts from restricted sources other than nominal gifts exempted by the Ethics Commission and to clarify that exemptions to gift limits under state law also apply to limits imposed by local law.
(Ethics Commission)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Mirkarimi, Elsbernd

13. 061508 [Reappointment - Supervisor Tom Ammiano to MTC]
Supervisor Peskin
Resolution reappointing Supervisor Tom Ammiano, term ending February 10, 2011, to the Metropolitan Transportation Commission.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

14. 061379 **[Hearing - Acquisition of Property By Eminent Domain-Islais Creek MUNI Maintenance Facility]**

Hearing of persons interested in or objecting to proposed resolution authorizing the acquisition of 2.8 acres of property adjacent to City property at Indiana and Cesar Chavez Streets, consisting of portions of Assessor's Lots 2, 2A and 13 in Block 4349 and a portion of Assessor's Lot 3 in Block 4382, in the City and County of San Francisco, for construction of the Municipal Railway's new Islais Creek Motor Coach Operations and Maintenance Facility; adopting environmental findings under the California Environmental Quality Act ("CEQA"), CEQA Guidelines, and Administrative Code Chapter 31, and adopting findings under the General Plan and City Planning Code Section 101.1.

Action:_____

Committee of the Whole Adjourn and Report Without Recommendation

15. 061377 **[To acquire property by Eminent Domain-Islais Creek MUNI Maintenance Facility]**

Supervisor Maxwell

Resolution authorizing acquisition of 2.8 acres of property adjacent to City property at Indiana and Cesar Chavez Streets, consisting of portions of Assessor's Lots 2, 2A and 13 in Block 4349 and a portion of Assessor's Lot 3 in Block 4382, in the City and County of San Francisco, for construction of the Municipal Railway's new Islais Creek Motor Coach Operations and Maintenance Facility; adopting environmental findings under the California Environmental Quality Act ("CEQA"), CEQA Guidelines, and Administrative Code Chapter 31, and adopting findings under the General Plan and City Planning Code Section 101.1.

(Fiscal impact.)

11/14/2006, SUBSTITUTED. Supervisor Maxwell submitted a substitute resolution bearing the same title.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

SPECIAL ORDER 4:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

16. 061576 [Hearing to discuss the findings of the report, "Focusing San Francisco's Economic Strategy: From Goals to Strategic Priorities."]

Supervisor Alioto-Pier

Hearing to discuss the findings of the report, "Focusing San Francisco's Economic Strategy: From Goals to Strategic Priorities."

Action:_____

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the Rules Committee at a Regular Meeting on Thursday, November 30, 2006 at 10:00 a.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, December 5, 2006.

17. 061418 [Providing policy direction to the Office of the Clerk of the Board of Supervisors regarding public access to its records]

Motion providing policy direction to the Office of the Clerk of the Board of Supervisors regarding public access to its records.
(Clerk of the Board)

Question: Shall this Motion be APPROVED?

The following item will be considered by the City Operations and Neighborhood Services Committee at a Regular Meeting on Monday, December 4, 2006 at 1:00 p.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, December 5, 2006.

18. 061616 [Liquor License Transfer, 9 West Portal Avenue]

Supervisor Elsbernd

Resolution determining that the transfer of a Type 21 off-sale general license from 3130 Noriega Street to 9 West Portal Avenue (District 7), and the issuance of a Type 42 on-sale beer and wine public premises license at the same location, to Jay N. Gospodnetich and James M. Robinson for J.G.C.J. Wine Group, LLC, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Question: Shall this Resolution be ADOPTED?

The following items will be considered by the Budget and Finance Committee at a Special Meeting on Monday, December 4, 2006 at 1:00 p.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, December 5, 2006.

19. 061531 **[Appropriating $162,000,000 of Certificates of Participation revenue to purchase and make improvements to three buildings for the City Administrator's Office for Fiscal Year 2006-2007]**

Mayor

Ordinance appropriating $162,000,000 of Certificates of Participation (COPs) revenue to purchase two buildings, including $96,355,000 for 1 South Van Ness and $51,160,000 for 1650 Mission, $6,130,000 for improvements to 30 Van Ness, and $8,355,000 for contingency changes in market conditions for the Office of City Administrator for Fiscal Year 2006-2007. Additionally, authorizing the advance of $2,721,727 from the Reserve for Rainy Day – One-Time Account to the City Administrator for improvements to these buildings in advance of the COPs sale, which shall be reimbursed upon receipt of the COPs proceeds.

(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

20. 061427 **[Departmental Efficiency Plans]**

Mayor, Supervisor Peskin

Ordinance amending San Francisco Administrative Code by amending Section 88.4 and repealing Sections 88.5, 88.6, 88.7 and 88.8, to streamline the requirements for departmental efficiency plans.

Question: Shall this Ordinance be PASSED ON FIRST READING?

21. 061562 **[Amending the Working Families Credit Program and the Working Families Credit Fund]**

Mayor

Ordinance amending the San Francisco Administrative Code by renumbering section 10.100-347 to 10.100-79 and amending Sections 12S.1 and 10.100-79 to establish that: 1) the Working Families Credit Program and the Working Families Credit Fund are administered by the Human Services Agency (HSA); 2) incentive payments may be calculated based on a flat rate; and 3) HSA may enter into agreements with private industries to provide other discounted services or products to program participants.

Question: Shall this Ordinance be PASSED ON FIRST READING?

22. 061494 **[Appropriating $75,000 of General Fund Reserve to support Working Families Credit Program Outreach in the Human Services Agency for Fiscal Year 2006-2007]**

Supervisor Daly

Ordinance appropriating $75,000 of General Fund Reserve to support outreach for the Working Families Credit Program in the Human Services Agency for Fiscal Year 2006-2007.

Question: Shall this Ordinance be PASSED ON FIRST READING?

23. 061581 [Accept-Expend Federal Pass Through Grant - Department of Emergency Management]

Mayor

Ordinance authorizing the Department of Emergency Management to accept and expend a federal pass through grant in the amount of $1,667,904 from the United States Department of Homeland Security through the Governor's Office of Homeland Security under three grant programs: the State Homeland Security Program (SHSP), the Law Enforcement Terrorism Prevention Program (LETPP), and the Metropolitan Medical Response System (MMRS), and incorporating an amendment to the Annual Salary Ordinance to provide for the extension of certain grant-funded positions.

Question: Shall this Ordinance be PASSED ON FIRST READING?

24. 061582 [Grant of Federal Homeland Security Funds]

Mayor

Ordinance authorizing the Department of Emergency Management to accept and expend a grant of $22,656,000 in funds from the United States Department of Homeland Security through the California Office of Homeland Security under the Urban Area Security Initiatives Program, and incorporating an amendment to the Annual Salary Ordinance to provide for the extension of certain grant-funded positions.

Question: Shall this Ordinance be PASSED ON FIRST READING?

25. 061585 [Public Employment - Emergency Management Department, Emergency Services Division, Police, Fire, Public Health and Sheriff]

Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance 2006/2007) reflecting the extension of thirty-nine positions at the following departments: Emergency Management Department, Emergency Services Division, Police, Fire, Public Health and Sheriff.

Question: Shall this Ordinance be PASSED ON FIRST READING?

26. 061569 [Sole Source Designation of Professional Services Contracts for Health and Behavioral Health Services and Support]

Supervisor Peskin

Ordinance amending the San Francisco Administrative Code to add Section 21.42, approving the sole source designation of professional services contracts for health and behavioral services and support by the San Francisco Health Commission, where such services are provided by non-profits.

Question: Shall this Ordinance be PASSED ON FIRST READING?

27. 061605 [Appropriating $1,277,584 of estimated direct payment revenue for the Sidewalk Inspection and Repair Program in the Department of Public Works for Fiscal Year 2006-2007]

Mayor

Ordinance appropriating $1,277,584 from estimated revenues to fund the Sidewalk Inspection and Repair Program for the Department of Public Works for Fiscal Year 2006-2007.

(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

28. 061606 **[Sidewalk revitalization program]**

Mayor

Ordinance amending Public Works Code Section 706 to deem unsafe sidewalk conditions a public nuisance and establish a permit and inspection fee waiver for participation in the City's sidewalk revitalization program and amending section 707.1 to clarify provisions that treat the abatement costs for sidewalk remediation as a special tax assessment.

Question: Shall this Ordinance be PASSED ON FIRST READING?

29. 061607 **[Public Employment - Children and Families Commission, First 5 San Francisco Commission]**

Supervisor Mirkarimi

Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the addition of a 9774, Senior Community Development Specialist I, in the Children and Families Commission, First 5 San Francisco Commission.

Question: Shall this Ordinance be PASSED ON FIRST READING?

30. 061564 **[Support Goals for Federal Funding - Community Development Block Grant]**

Supervisor Maxwell

Resolution supporting Fiscal Year 2007-2008 Community Development Block Grant (CDBG) Action Plan Goals.

11/14/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

Question: Shall this Resolution be ADOPTED?

31. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

32. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

CLOSED SESSION

33. **061634** **[Closed Session – Potential Litigation Emergency Response Fee and Telephone Users Tax]**
Motion that the Board of Supervisors convene in closed session with the City Attorney for the purpose of conferring with, or receiving advice from, the City Attorney regarding potential litigation involving the City concerning the City's emergency response fee and the City's telephone users tax. Government Code Section 54956.9(a) and San Francisco Administrative Code Section 67.10(d)(2) permit this closed session because discussion in open session concerning this matter would likely and unavoidably prejudice the position of the City in the potential litigation.

Question: Shall this Motion be APPROVED?

CONFERENCE WITH CITY ATTORNEY - Potential Litigation as Defendant

[Elect To Disclose]
Motion that the Board finds it is in the public interest to disclose information discussed in closed session, and directs the President immediately to disclose that information.

[Elect Not to Disclose]
Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations concerning the anticipated litigation listed above.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 34 through 43

34. 061612 **[Commemorating the 8th Annual Transgender Day of Remembrance]**

Supervisor McGoldrick

Resolution Commemorating the 8th Annual Transgender Day of Remembrance and to celebrate the diversity in people's self-defined gender identities and expressions.

11/21/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

35. 061613 **[Resolution urging the Legislature and the Senate of the State of California to work with the California Child food Program Roundtable to ensure young children in the state of California have continued access to Child and Adult Care Food Program]**

Supervisor Maxwell

Resolution urging members of the Legislature and the Senate of the State of California to work with the California Child Food Program Roundtable to identify and implement legislative strategies to ensure young children in the State of California have continued access to the Child and Adult Care Food Program.

11/21/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

36. 061614 **[Resolution acknowledging the one hundred anniversary of the San Francisco Local of the American Postal Workers Union, AFL-CIO, and proclaiming December 5, 2006, as San Francisco Postal Workers Day]**

Supervisor Sandoval

Resolution Proclaiming the San Francisco Local of the American Postal Workers Union, AFL-CIO, for one hundred years of representing the working postal men and women of San Francisco.

11/21/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

37. 061624 [Final Map - 30 Dore Street]

Motion approving Final Map 3673, a 42 Unit Residential Condominium Project, located at 30 Dore Street being a subdivision of Lot 24A in Assessors Block No. 3518 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,525; District 6.)

11/20/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

38. 061625 [Final Map - 271 Cumberland Street]

Motion approving Final Map 3186, a 5 Unit Residential Condominium Project, located at 271 Cumberland Street being a subdivision of Lot 35 in Assessors Block No. 3600 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,526; District 8.)

11/20/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

39. 061626 [Final Map - 310 Townsend Street]

Motion approving Final Map 3448, a 45 Unit Residential Condominium Project, located at 310 Townsend Street being a subdivision of Lot 13 in Assessors Block No. 3786 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,541; District 6.)

11/22/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

40. 061630 [Final Map - 1043 Valencia Street]

Motion approving Final Map 3840, a 6 Unit Mixed -Use Condominium Project, located at 1043 Valencia Street being a subdivision of Lot 21 in Assessors Block No. 3616 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,550; District 9.)

11/22/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

41. 061631 **[Final Map - 1630 California Street]**

Motion approving Final Map 3681, a 41 Unit Mixed – Use Condominium Project, located at 1630 California Street being a subdivision of Lot 3 in Assessors Block No. 0643 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,542; District 3.)

11/22/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Motion be APPROVED?

42. 061632 **[Final Map - 3107 Geary Boulevard]**

Motion approving Final Map 3951, a 10 Unit Commercial Condominium Project, located at 3107 Geary Boulevard being a subdivision of Lot 39 in Assessors Block No. 1088 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,540; District 2.)

11/22/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Motion be APPROVED?

43. 061633 **[Final Map - 325 Berry Street]**

Motion approving Final Map 3502, a 111 Unit Mixed - Use Condominium Project, located at 325 Berry Street being a subdivision of Lot 5 in Assessors Block No. 8707 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,531; District 6.)

11/22/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Motion be APPROVED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

44. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from November 14, 2006 through November 27, 2006, for reference by President to appropriate committee on December 5, 2006.

061621 **[Reduction to the San Francisco Public Library Cash Revolving Fund]**
Ordinance amending San Francisco Administrative Code Section 10.155 to decrease the Cash Revolving Fund of the San Francisco Public Library from $5,000 to $3,500.
(Public Library)

11/14/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061623 **[Landmark Designation of 3750 18th Street (Mission High School)]**
Ordinance Designating 3750 18th Street, Mission High School, as a Landmark under Planning Code Article 10; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings.
(Planning Department)

11/17/2006, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from November 14, 2006 through November 27, 2006, for reference by President to appropriate committee on December 5, 2006.

061620 **[Reprogramming of $128,157 from SFGH's equipment budget to purchase a third van for the Mobile Methadone Program]**
Resolution authorizing the San Francisco Department of Public Health (DPH), to reprogram $128,157 in funding approved in the budget for San Francisco General Hospital (SFGH) for medical chairs, tables and information technology, to purchase instead, a large RV-size vehicle (Van) for the DPH Mobile Methadone Program in FY 2006-07.
(Public Health Department)

11/21/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061622 **[Public Works Encroachments under Hooper and Carolina Streets]**
Resolution granting revocable permission to California College of the Arts, to occupy a portion of the public right-of-way to install one sub-surface conduit under Hooper Street between 07th and 08th Streets; and, one sub-surface conduit under Carolina Street between Channel and 15th Streets to connect with fiber optic cables three college sites for the college computer network located at 1111 - 08th Street (Block 3820, Lot 003) conditioned upon the payment of an annual assessment fee as set forth in Public Works Code Sec. 2.1.1 (h) (iii) and making findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.
(Public Works Department)

11/20/2006, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

061636 **[Petitions and Communications]**

Petitions and Communications received from November 14, 2006 through November 27, 2006 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on December 5, 2006.

From Recreation and Park Department, submitting request for release of reserved funds in the amount of $5,939,315 to address the Golf Fund's recurring structural deficit. (1)

From Office of the Treasurer/Tax Collector, reporting the Cash difference and Overage Fund balance and activities reported for the period ending October 31, 2006. (2)

From Department of Public Health, reporting the department is projecting that revenues will exceed budget, and will cover the projected deficit in salary costs. (3)

From SF Housing Action Coalition, submitting opposition to proposed legislation imposing interim zoning controls (establishing a requirement for conditional use authorization) for a change in use or reduction in size of any recreational space of 15,000 square feet or more including indoor or outdoor facilities, for an eighteen month period. File 061493, Copy: Each Supervisor, 2 letters (4)

From Department of Public Works, regarding removal of graffiti at various locations in District 5. (Reference No. 20060912-005) Copy: Supervisor Mirkarimi (5)

From Department of Public Works, regarding status of repairing multiple potholes on Grove Street between Octavia and Webster Streets. (Reference No. 20060912-009) Copy: Supervisor Mirkarimi (6)

From Department of Public Works, regarding status of removing graffiti from mailboxes at various locations in District 5. (Reference No. 20060912-011) Copy: Supervisor Mirkarimi (7)

From Department of Public Works, regarding status of repairing numerous potholes between Frederick and Carl on Cole Street. (Reference No. 20060926-002) Copy: Supervisor Mirkarimi (8)

From Department of Public Works, regarding status of removing graffiti from various locations in District 5. (Reference No. 20061003-005) Copy: Supervisor Mirkarimi (9)

From Department of Public Works, regarding status of removing graffiti from garbage cans at various locations in District 5. (Reference No. 20061017-011) Copy: Supervisor Mirkarimi (10)

From Department of Public Works, regarding status of removing graffiti from utility poles at various locations in District 5. (Reference No. 20061017-014) Copy: Supervisor Mirkarimi (11)

From Department of Public Works, regarding status of removing graffiti from the red emergency boxes at various locations in District 5. (Reference No. 20061031-006) Copy: Supervisor Mirkarimi (12)

From Department of Public Works, regarding status of removing graffiti from property at 1632 Hayes and 681 Page Streets. (Reference No. 20061031-008) Copy: Supervisor Mirkarimi (13)

From Department of Public Works, regarding status of removing graffiti from the parking meters located on Geary between Fillmore and Webster Streets. (Reference No. 20061031-010) Copy: Supervisor Mirkarimi (14)

From Department of Public Works, regarding status of trimming the trees at 1398 Haight Street and 1157 Masonic Avenue. (Reference No. 20061107-002) Copy: Supervisor Mirkarimi (15)

From Department of Public Works, regarding status of removing graffiti from utility poles at various locations in District 5. (Reference No. 20061017-007) Copy: Supervisor Mirkarimi (16)

From Department of Public Works, regarding status of removing graffiti from the phone switch boxes at the northeast corner of Post and Steiner. (Reference No. 20061031-006) Copy: Supervisor Mirkarimi (17)

From Department of Public Works, regarding status of removing graffiti from the SF Weekly newsstand at the southwest corner of Divisadero and Sutter. (Reference No. 20061107-009) Copy: Supervisor Mirkarimi (18)

From Department of Public Works, regarding status of removing graffiti from mailboxes at various locations in District 5. (Reference No. 20061107-010) Copy: Supervisor Mirkarimi (19)

From Department of Public Works, regarding status of removing graffiti from tree trunks on the west side of the 1700 block of Fillmore. (Reference No. 20061107-011) Copy: Supervisor Mirkarimi (20)

From Department of Public Works, regarding status of removing graffiti from various properties at various locations in District 5. (Reference No. 20061107-003) Copy: Supervisor Mirkarimi (21)

From Office of Public Finance, regarding the City and County of San Francisco's General Obligation Refunding Bonds, Series 2006 R2. (22)

From Assessment Appeals Board, submitting a hard copy and an electronic version of the Internal Attendance Policy by the Assessment Appeals Board. (23)

From concerned citizens, urging the Board to continue the proposed lease extension with St. Francis Yacht Club for further study. File 061351, Copy: Budget and Finance Committee members, 4 letters (24)

From concerned citizens, submitting several suggestions for keeping the 49ers in San Francisco. 3 letters (25)

From concerned citizens, submitting various comments on the recent decision by the San Francisco Board of Education to ban the JROTC from San Francisco schools. Copy: Each Supervisor, 16 letters (26)

From concerned citizens, submitting support for proposed resolution imposing interim zoning controls establishing a requirement for conditional use authorization for a change in use or reduction in size of any recreational space of 15,000 square feet or more including indoor or outdoor facilities, for an eighteen month period. File 061493, Copy: Each Supervisor, 2 letters (27)

From Bill Lorton, regarding rebuilding the Marina Public Library. Copy: Supervisor Alioto-Pier (28)

From Francisco Da Costa, regarding the 49ers leaving San Francisco. 2 letters (29)

From Erik Wong, urging the Board to take a stand on secondhand smoke in San Francisco, and to consider other non-smoking laws being passed in Bay Area cities. Copy: Each Supervisor (30)

From concerned citizens, regarding the timed use plan for unleashed dogs. Copy: Each Supervisor, 2 letters (31)

From Christian Holmer, regarding various issues with various City Departments. 4 letters (32)

From concerned citizens, submitting support for police foot patrols in San Francisco. File 060700, Copy: Each Supervisor, 2 letters (33)

From Western Addition Black Neighborhood Association, urging the Board to amend Police Code Section 539, which relates to the Curfew Law. Copy: Select Committee on Ending Gun and Gang Violence members (34)

From Police Department, regarding the Golden Gate Park Music Concourse Surface Circulation Plan. File 061200, Copy: City Operations and Neighborhood Services Committee members (35)

From concerned citizens, submitting support for continued funding of the Neighborhood Emergency Response Training (NERT) program in San Francisco. (36)

From concerned citizens, submitting support for security cameras in the Mission District, especially at 16th and Mission Streets. Copy: Each Supervisor (37)

From James Chaffee, submitting letter entitled "Responsiveness in Government: An Attendance Policy." (38)

From Mike Levy, Polystyrene Packaging Council, regarding proposed ordinance that prohibits the use of polystyrene foam in disposable food service ware, and urging adequate review (including an economic analysis pursuant to the requirements of Proposition I). File 060944, Copy: Each Supervisor (39)

From Municipal Transportation Authority, regarding changing the current one-hour time limit parking meters to two-hour parking meters on Haight Street between Masonic Avenue and Stanyan Street. (Reference No. 20061017-004) Copy: Supervisor Mirkarimi (40)

From Irja Tannlund, commenting on the growing problem with vandalism to neighborhood cars in the South of Market area, especially around 8th and Howard Streets. Copy: Supervisor Daly (41)

From Abdalla Maghed, submitting copy of letter sent to Mayor Newsom describing the current situation at various homeless shelters in San Francisco. (42)

From Sustainable Watersheds Alliance, submitting copy of letter sent to Public Utilities Commission regarding a just and sustainable wastewater program in San Francisco. (43)

From April Funcke, commenting that making marijuana offenses the lowest law enforcement priority for city police will give our law enforcement more time to concentrate on violent crime. File 061205, Copy: Each Supervisor (44)

From Francisco Da Costa, commenting on the youth in the southeast sector of San Francisco. 2 letters (45)

From Shawn Riney, submitting opposition to proposed ordinance making marijuana the lowest law enforcement priority for city police. File 061205, Copy: Each Supervisor (46)

From Charles Pitts, regarding management of a SRO hotel entering his room without his permission. (47)

From Ahimsa Porter Sumchai, submitting letter entitled "I had a Dream." File 061578 (48)

From Daberdaku Luigi, submitting request for a Type 21 liquor license for Daberdaku Luigi dba Luigi's Delicatessen at 1926 Lombard Street. (49)

From Civil Service Commission, submitting the Civil Service Commission's internal attendance

policy. Copy: Rules Clerk (50)

061637 **[Petitions and Communications # 2]**

Petitions and Communications received from November 14, 2006 through November 27, 2006 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on December 5, 2006. Part 2.

From Commission on the Environment, submitting the Biodiesel Access Task Force internal attendance policy. (51)

From Round the Diamond, regarding request for approval of the revised development memorandum for Piers 27-31 (Mixed-Use Recreation Project) and the proposal for a Public-Private Collaborative: "Sports and Public Service Pathway" field study classroom/SFUSD – high school career education program, discussed at the November 14, 2006 Port Commission meeting. (52)

From Municipal Transportation Agency, responding to request to install a stop sign at the intersection of San Jose Avenue and Havelock Street. (Reference No. 20060919-015) Copy: Supervisor Sandoval (53)

From Port Commission, regarding as-needed professional services contracts for fiscal year 2006/07. (54)

From Robert Planthold, commenting on a "Beyond Chron" column regarding Muni and it's Transit Effectiveness Project. (55)

From Marilyn Amini, submitting request for continuance of proposed legislation making marijuana offenses the lowest law enforcement priority, and proposed legislation establishing a Community Oversight Committee, until subject proposed legislation is reviewed by an Environmental Review Officer pursuant to CEQA and S.F. Administrative Code Chapter 31 requirements. Files 061205, 061554 (56)

From Kim Payne, submitting copy of letter sent to the Executive Regional Director of "The Villas Parkmerced" supporting the Montessori Children's Center and its bid to retain its lease at 80 Juan Bautista Circle. (57)

From Office of the Mayor, submitting notice that Supervisor Elsbernd will be Acting-Mayor from November 21, 2006 until November 24, 2006, additionally from November 25, 2006 until December 1, 2006. Copy: Each Supervisor, City Attorney (58)

From Clerk of the Board, submitting list of City departments that have submitted their conflict-of-interest code notice: the Finance Corporation (59)

From Office of the Mayor, submitting appointment of Yu-Yee Wu to the San Francisco Civil Service Commission. (60)

From Eliza Hemenway, submitting opposition to changing the "Public Use Zoning" at the UC Berkeley Extension campus, on Laguna Street. Copy: Each Supervisor (61)

From Department of Public Works, responding to request to remove graffiti from various locations in District 5. (Reference No. 20061031-008) Copy: Supervisor Mirkarimi (62)

From Peter McHugh, on behalf of the Polystrene Packaging Council, commenting on the proposed ordinance amending San Francisco's Environment Code by prohibiting the use of polystrene foam disposable food service ware. File 060944, Copy: Each Supervisor (63)

From MTA/Department of Parking and Traffic, regarding removing graffiti from light switchboxes at various locations in District 5. (Reference No. 20060718-005), (Reference No. 20060919-004),

(Reference No. 20061031-002), (Reference No. 20061024-011), (Reference No. 20061024-008) Copy: Supervisor Mirkarimi (64)

From MTA/Department of Parking and Traffic, regarding removing graffiti from parking signs at various locations in District 5. (Reference No. 20060919-007), (Reference No. 20061003-008), (Reference No. 20060801-004), (Reference No. 20060912-007), (Reference No. 20060815-006), (Reference No. 20060912-008), (Reference No. 20060912-004). Copy: Supervisor Mirkarimi (65)

From Christian Holmer, regarding an immediate disclosure request from the Office of the CAO. 3 letters (66)

From Christian Holmer, submitting letter entitled "Protect your executive and legislative prerogative: Deputy City Attorney instructional letter." (67)

From Ryan Russell, submitting support for an independently managed Community Choice Energy project that will run San Francisco on 50% renewable energy sources within the next decade. (68)

From Ryan Russell, urging the Mayor and Board of Supervisors to stop the Google/Earthlink deal immediately, and use the City's fiber optic lines, as the backbone to build a free publicly owned Internet system. Copy: Each Supervisor (69)

From Office of the Controller, submitting its audit report of the Department of Telecommunications and Information Services. Copy: Each Supervisor (70)

From David Eselius, submitting letter entitled the "discontinuance of listing marijuana as a CSA controlled substance, tax and regulate marijuana under the authority of the U.S. Secretary of the Treasury." (71)

From Francisco Da Costa, commenting on various issues affecting the Hunters Point area. 7 letters (72)

From Julianna Agardi, submitting complaint of security breach in the public library computers. (73)

From Idriss Stelley Foundation, submitting copy of letter sent to Police Chief Heather Fong regarding a San Francisco Police Officer. (74)

From Ahimsa Porter Sumchai, regarding the alleged Murtha/Pelosi Shipyard connection. (75)

From Francisco Da Costa, regarding the Public Utilities Commission and the San Francisco WasteWater Treatment Plants. (76)

From Clerk of the Board, submitting Form 700 Statement of Economic Interest from Alice Guidry, Legislative Assistant to Supervisor Sophie Maxwell (77)

From Civil Service Commission, regarding proposed Charter Amendment that increases the number of days that the Chief of Police may suspend police officers from 10 to 45 days. File 061466, Copy: Rules Committee members (78)

From Archer & Pine, Inc., submitting request for a Type 42 original beer and wine license for Archer & Pine, Inc. dba "MR." located at 560 Sacramento Street, Suite 100. (79)

From SF War Memorial and Performing Arts Center, submitting the SF War Memorial Board of Trustees' internal attendance policy, adopted at its regular monthly meeting on November 9, 2006. Copy: Rules Committee Clerk (80)

From Fine Arts Museums of San Francisco, submitting the Fine Arts Museums Board of Trustees' internal attendance policy. (81)

From Office of the Controller, submitting report concerning the review of RCN Telecom Services, Inc. Franchise Fee Payments. (82)

From Residential Rent Stabilization and Arbitration Board, submitting the Rent Board Commissions' internal attendance policy. (83)

From Department of Public Works, regarding status of repairing potholes at various locations in District 5. (Reference No. 20061024-002) Copy: Supervisor Mirkarimi (84)

From Department of Public Works, regarding status of removing graffiti from various phone switch boxes at various locations in District 5. (Reference No. 20061024-003) Copy: Supervisor Mirkarimi (85)

From Department of Public Works, regarding status of removing graffiti from garbage cans at 489 Carl Street, mailbox at northeast corner of Laguna and Eddy Streets, bike rake at 199 Carl Street, and Haight Street between Masonic and Stanyan, both sides of the street. (Reference No. 20061024-004) Copy: Supervisor Mirkarimi (86)

From Sign Display and Allied Crafts Local Union No. 510, responding to inquiry regarding the role "the Oracle event" had on the City's economy. (Reference No. 20061024-013) Copy: Supervisor Peskin (87)

From Christian Holmer, regarding Mayor Newsom's public events schedule for November 22 through November 26, 2006. (88)

From Ahimsa Porter Sumchai, regarding the "Lennar" shut down on Parcel A by the Redevelopment Agency. (89)

From Matthew Greedy, regarding the danger associated with the Archery Range at Golden Gate Park. Copy: Supervisor McGoldrick (90)

From Linda Garcia, commending Channel 29 for doing a great job. (91)

From Department of Public Works, regarding removing graffiti from various locations in District 5. (Reference No. 20061003-005) Copy: Supervisor Mirkarimi (92)

From Department of Public Works, regarding request to repair potholes between Frederick and Carl Streets on Cole Street. (Reference No. 20061003-007) Copy: Supervisor Mirkarimi (93)

From Department of Public Works, regarding removing graffiti from various locations in District 5. (Reference No. 20061024-010) Copy: Supervisor Mirkarimi (94)

From Department of Public Works, regarding adding additional garbage cans at the intersections along Irving and Judah Streets between 10th Avenue and 16th Avenue. (Reference No. 20061024-012) Copy: Supervisor Mirkarimi (95)

From Michael Beliso, submitting support for docking the USS Iowa in San Francisco. Copy: Each Supervisor (96)

ADJOURNMENT

Legislation Pending Under the "30 Day Rule"

These items may not be heard by Committee until the date in the right hand column.

As Revised

November 30, 2006

Rule 5.40 provides that when an ordinance or resolution is introduced which would create or revise major city policy, the committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply urge action to be taken.

Resolution authorizing and directing the sale of not to exceed $35,000,000 aggregate principal amount of CCSF Taxable General Obligation Bonds (Seismic Safety Loan Program, 1992), Series 2006A; approving the form of a credit agreement pursuant to which such bonds will be issued and sold; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said bonds.	061601	Budget and Finance Committee	Supervisor Dufty	11/21/06	12/21/06
Ordinance amending Subdivision Code by amending Section 1396 to extend the annual 200-unit condominium conversion lottery until 2008; adding Section 1396.3 to prioritize condominium conversion lottery based on seniority of participation in prior lotteries, to continue this lottery selection process for two years; and making environmental findings.	061563	Land Use and Economic Development Committee	Supervisor Dufty	11/14/06	12/114/06
Ordinance amending the S.F.Business and Tax Regulations Code by adding Section 76.5, to set a May 1 cutoff for the annual renewal of taxi driver permits.	061526	Budget and Finance Committee	Supervisor Elsbernd	11/7/06	12/7/06

Ordinance amending the S.F. Police Code by amending Section 1137, to synchronize the cycle for the Controller's biennial review of taxi fares and the gate cap with the City's budget cycle	061527	Budget and Finance Committee	Supervisor Elsbernd	11/7/06	12/7/06
Ordinance approving changes to the Residential Inclusionary Affordable Housing Requirements by amending Section 315 to clarify the regulations in effect for particular projects; amending Section 315.1 to modify certain definitions related to income and sale price calculation; amending Section 315.3 to conform the legislation to the requirement that the ordinance apply to all projects of 5 units or more; amending Sections 315.4 and 315.5 to establish separate requirements for buildings of 120 feet in height or greater, to clarify the requirements related to the type of on- and off-site housing required, and to establish a preference in the lottery for on- and off-site units for people who live and work in SF; amending Section 315.6 to provide updated guidelines for the calculation of the in lieu fee and to allow MOH to expend funds for a study to periodically update the fee; amending Section 315.7 to change the amount of time an ownership unit shall remain affordable; amending Section 315.8 to amend certain monitoring and study obligations; and making a related change to the Jobs-Housing Linkage Program by amending Section 313.6 to make annual adjustments in the in lieu fee for that program correspond to the method used for the Residential	061529	Land Use and Economic Development Committee	Supervisor McGoldrick	11/7/06	12/7/06

Inclusionary Affordable Housing Program.					
Ordinance amending S.F. Planning Code Sections 351 and 355 to adjust fees for Planning Department services; and making environmental findings.	061535	Budget and Finance Committee	Supervisor Peskin	11/7/06	12/7/06
Ordinance amending the SF Planning Code by amending Section 176 to provide for penalties for violation of the Planning Code of not less than $200 per day, to specify that the City Attorney may seek attorneys' fees and costs for all enforcement actions, and to provide that all such fees and costs collected shall be deposited in the Planning Code Enforcement Fund; and making findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.	061539	Land Use and Economic Development Committee	Supervisor Peskin	11/7/06	12/7/06

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

DOCUMENTS DEPT.
DEC - 8 2006
SAN FRANCISCO
PUBLIC LIBRARY

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, December 12, 2006 2:00 PM

Regular Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Dufty, Peskin	Wednesday 1:00 PM
City and School District Select Committee Supervisors Ammiano, Maxwell, Commissioners Chin, Kelly, Wynns	2nd Monday (Bi-monthly) 4:00 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Dufty	1st and 3rd Monday 1:00 PM
Government Audit and Oversight Committee Supervisors Ammiano, Alioto-Pier, Peskin	2nd and 4th Monday 1:00 PM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Wednesday 1:00 PM
Rules Committee Supervisors Mirkarimi, Elsbernd, Ammiano	Thursday 10:00 AM
Select Committee on Ending Gun and Gang Violence Supervisors Maxwell, Mirkarimi, Ammiano	1st and 3rd Monday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383 For information, call (415) 554-5184.

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

Disability Access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Motion to approve Board Meeting Minutes for November 7, 2006 and November 14, 2006.

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 25

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Peskin

1. 061585 **[Public Employment - Emergency Management Department, Emergency Services Division, Police, Fire, Public Health and Sheriff]**
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance 2006/2007) reflecting the extension of thirty-nine positions at the following departments: Emergency Management Department, Emergency Services Division, Police, Fire, Public Health and Sheriff.

12/5/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

061581 **[Accept-Expend Federal Pass Through Grant - Department of Emergency Management]**
Mayor
Ordinance authorizing the Department of Emergency Management to accept and expend a federal pass through grant in the amount of $1,667,904 from the United States Department of Homeland Security through the Governor's Office of Homeland Security under three grant programs: the State Homeland Security Program (SHSP), the Law Enforcement Terrorism Prevention Program (LETPP), and the Metropolitan Medical Response System (MMRS), and incorporating an amendment to the Annual Salary Ordinance to provide for the extension of certain grant-funded positions.

12/5/2006, AMENDED. Amended on page 2, line 14, by replacing "and" with "any."
12/5/2006, PASSED ON FIRST READING AS AMENDED.
Question: Shall this Ordinance be FINALLY PASSED?

061582 **[Grant of Federal Homeland Security Funds]**
Mayor
Ordinance authorizing the Department of Emergency Management to accept and expend a grant of $22,656,000 in funds from the United States Department of Homeland Security through the California Office of Homeland Security under the Urban Area Security Initiatives Program, and incorporating an amendment to the Annual Salary Ordinance to provide for the extension of certain grant-funded positions.

12/5/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

061427 **[Departmental Efficiency Plans]**
Mayor, Supervisor Peskin
Ordinance amending San Francisco Administrative Code by amending Section 88.4 and repealing Sections 88.5, 88.6, 88.7 and 88.8, to streamline the requirements for departmental efficiency plans.

12/5/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Daly, Dufty, Peskin

061479 **[Airport Concession Lease]**
Resolution approving Amendment No. 6 to the Post-Security Master Retail/Duty Free Concession in the New International Terminal Building Lease No. 99-0035 between DFS Group, L.P. and the City and County of San Francisco, acting by and through its Airport Commission.
(Airport Commission)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Daly, Peskin

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Motion to approve Board Meeting Minutes for November 7, 2006 and November 14, 2006.

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
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2) Budget Analyst report
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CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 25

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Peskin

1. 061585 **[Public Employment - Emergency Management Department, Emergency Services Division, Police, Fire, Public Health and Sheriff]**
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance 2006/2007) reflecting the extension of thirty-nine positions at the following departments: Emergency Management Department, Emergency Services Division, Police, Fire, Public Health and Sheriff.

12/5/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

2. 061581 **[Accept-Expend Federal Pass Through Grant - Department of Emergency Management]**
Mayor
Ordinance authorizing the Department of Emergency Management to accept and expend a federal pass through grant in the amount of $1,667,904 from the United States Department of Homeland Security through the Governor's Office of Homeland Security under three grant programs: the State Homeland Security Program (SHSP), the Law Enforcement Terrorism Prevention Program (LETPP), and the Metropolitan Medical Response System (MMRS), and incorporating an amendment to the Annual Salary Ordinance to provide for the extension of certain grant-funded positions.

12/5/2006, AMENDED. Amended on page 2, line 14, by replacing "and" with "any."
12/5/2006, PASSED ON FIRST READING AS AMENDED.
Question: Shall this Ordinance be FINALLY PASSED?

3. 061582 **[Grant of Federal Homeland Security Funds]**
Mayor
Ordinance authorizing the Department of Emergency Management to accept and expend a grant of $22,656,000 in funds from the United States Department of Homeland Security through the California Office of Homeland Security under the Urban Area Security Initiatives Program, and incorporating an amendment to the Annual Salary Ordinance to provide for the extension of certain grant-funded positions.

12/5/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

4. 061427 **[Departmental Efficiency Plans]**
Mayor, Supervisor Peskin
Ordinance amending San Francisco Administrative Code by amending Section 88.4 and repealing Sections 88.5, 88.6, 88.7 and 88.8, to streamline the requirements for departmental efficiency plans.

12/5/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Daly, Dufty, Peskin

5. 061479 **[Airport Concession Lease]**
Resolution approving Amendment No. 6 to the Post-Security Master Retail/Duty Free Concession in the New International Terminal Building Lease No. 99-0035 between DFS Group, L.P. and the City and County of San Francisco, acting by and through its Airport Commission.
(Airport Commission)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Daly, Peskin

6. 061531 **[Appropriating $162,000,000 of Certificates of Participation revenue to purchase and make improvements to three buildings for the City Administrator's Office for Fiscal Year 2006-2007]**

Mayor, Supervisor Peskin

Ordinance appropriating $162,000,000 of Certificates of Participation (COPs) revenue to purchase two buildings, including $96,355,000 for 1 South Van Ness and $51,160,000 for 1650 Mission, $6,130,000 for improvements to 30 Van Ness, and $8,355,000 for contingency changes in market conditions for the Office of City Administrator for Fiscal Year 2006-2007. Additionally, authorizing the advance of $2,721,727 from the Reserve for Rainy Day – One-Time Account to the City Administrator for improvements to these buildings in advance of the COPs sale, which shall be reimbursed upon receipt of the COPs proceeds.

(Fiscal Impact.)

12/5/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

7. 061562 **[Amending the Working Families Credit Program and the Working Families Credit Fund]**

Mayor

Ordinance amending the San Francisco Administrative Code by renumbering section 10.100-347 to 10.100-79 and amending Sections 12S.1 and 10.100-79 to establish that: 1) the Working Families Credit Program and the Working Families Credit Fund are administered by the Human Services Agency (HSA); 2) incentive payments may be calculated based on a flat rate; and 3) HSA may enter into agreements with private industries to provide other discounted services or products to program participants.

12/5/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

8. 061569 **[Sole Source Designation of Professional Services Contracts for Health and Behavioral Health Services and Support]**

Supervisor Peskin

Ordinance amending the San Francisco Administrative Code to add Section 21.42, approving the sole source designation of professional services contracts for health and behavioral services and support by the San Francisco Health Commission, where such services are provided by non-profits.

12/5/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

9. 061607 **[Public Employment - Children and Families Commission, First 5 San Francisco Commission]**

Supervisor Mirkarimi

Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the addition of a 9774, Senior Community Development Specialist I, in the Children and Families Commission, First 5 San Francisco Commission.

12/5/2006, PASSED ON FIRST READING

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Daly, Peskin

10. 061568 **[Ratification of prior professional service contracts for health and behavioral health services and approval of three year extensions]**

Supervisor Peskin

Resolution ratifying prior professional service contracts for the San Francisco Department of Public Health for health and behavioral health services and approving three year extensions.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Daly, Dufty, Peskin

11. 061597 **[Accept and Expend State Water Resources Control Board Grant Funds]**

Supervisor Elsbernd

Resolution authorizing the San Francisco Public Utilities Commission to accept and expend a State Water Resources Control Board Grant in the amount of $202,500 for the development of a Pilarcitos Creek Integrated Watershed Management Plan.

Question: Shall this Resolution be ADOPTED?

12. 061561 **[Recreation and Park-Golden Gate Park AB 716 Grant Funds]**

Mayor

Resolution authorizing the Recreation and Park Department to re-appropriate $527,221 of Proposition 40, AB 716 Grant Program funds from the Urban Forestry Yard project to the South Murphy Windmill Project.

Question: Shall this Resolution be ADOPTED?

13. 061598 **[Accept-expend State Grant Funds available under the California Cultural and Historical Endowment to fund the South Murphy Windmill Restoration Project]**

Supervisor McGoldrick

Resolution authorizing the San Francisco Recreation and Parks Department to accept and expend a grant in the amount of $488,411 for the restoration of the South Murphy Windmill, under Proposition 40 California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002 administered by the California State Library, California Cultural and Historical Endowment.

Question: Shall this Resolution be ADOPTED?

14. 061604 **[Reprogram and Expend Federal Community Development Block Grant and Emergency Shelter Grant Funds]**

Supervisor Dufty

Resolution approving the reprogramming and expenditure of One Hundred Twenty-One Thousand Two Hundred and Fifty Dollars ($121,250.00) of Community Development Block Grant funds and Fifty Thousand Dollars ($50,000.00) of Emergency Shelter Grant funds.

Question: Shall this Resolution be ADOPTED?

Recommendations of the City Operations and Neighborhood Services Committee

Present Supervisors McGoldrick, Elsbernd

15. 061433 **[Accept-Expend Bayview Hunters Point Farmers' Market Grant]**
Supervisor Maxwell
Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $19,250 from Clear Focus Coaching, Inc., for the purpose of operating a farmers' market in the Bayview Hunters Point (BVHP) community.

Question: Shall this Resolution be ADOPTED?

16. 061435 **[Accept-Expend Grant - Juvenile Probation Department]**
Supervisor Maxwell
Resolution authorizing the Juvenile Probation Department to accept and expend a grant in the amount of $125,000 from the Annie E. Casey Foundation to support juvenile justice reform activities at the Juvenile Probation Department.

Question: Shall this Resolution be ADOPTED?

17. 061436 **[Authorizing Corrections Standards Authority Grant Application]**
Supervisor Maxwell
Resolution authorizing the application to Department Of Corrections And Rehabilitation Corrections Standards Authority by the San Francisco Juvenile Probation Department to support the Department's efforts to address Disproportionate Minority Contact (DMC).

Question: Shall this Resolution be ADOPTED?

18. 061492 **[Accept U.S. EPA Grant Funds]**
Supervisor Ammiano
Resolution authorizing the San Francisco Public Utilities Commission to accept a grant in the amount of $477,900 from the U.S. Environmental Protection Agency through the Department of the Interior, Environment, and Related Agencies Appropriation Act of 2006.

Question: Shall this Resolution be ADOPTED?

19. 061495 **[Accept-Expend Grant - Juvenile Probation Department]**
Supervisor Maxwell
Resolution authorizing the Juvenile Probation Department to accept and expend a grant in the amount of $600,000 from the Zellerbach Family Foundation for supplemental support of organizational change activities within the Juvenile Probation Department.

Question: Shall this Resolution be ADOPTED?

20. **061500** **[Accept-Expend State Grant - Department of the Environment]**
Supervisor Maxwell
Resolution authorizing the San Francisco Department of the Environment to accept and expend a grant in the amount of $129,600 from the California Department of Transportation to conduct an inventory of diesel emissions sources and develop a long-term plan to reduce diesel air pollution in the Bayview Hunters Point community of San Francisco.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

21. **061333** **[Prohibiting Gifts From Restricted Sources]**
Supervisor Mirkarimi
Ordinance amending section 3.216 of the Campaign and Governmental Conduct Code to prohibit City officers and employees from receiving any gifts from restricted sources other than nominal gifts exempted by the Ethics Commission and to clarify that exemptions to gift limits under state law also apply to limits imposed by local law.
(Ethics Commission)

12/5/2006, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

22. **061520** **[Settlement of Lawsuit - Cynthia Fitzgerald]**
Ordinance authorizing settlement of the lawsuit filed by Cynthia Fitzgerald against the City and County of San Francisco for $140,000; the lawsuit was filed on November 8, 2004 in San Francisco Superior Court, Case No. 436-152; entitled Cynthia Fitzgerald, et al., v. City and County of San Francisco, et al.
(City Attorney)

12/5/2006, PASSED, ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

23. **061521** **[Settlement of Lawsuit - Bradford Wilson]**
Ordinance authorizing settlement of the lawsuit filed by Bradford Wilson against the City and County of San Francisco for $70,000.00; the lawsuit was filed on October 27, 2005 in the San Francisco Superior Court, Case No. 446116; entitled Bradford Wilson v. City and County of San Francisco, et al.
(City Attorney)

12/5/2006, PASSED, ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

24. 061627 **[Appointment - Western SoMa Citizens' Planning Task Force]**

Resolution appointing Henry Karnilowicz, term ending November 23, 2007, to the Western SoMa Citizens' Planning Task Force.

Henry Karnilowicz, succeeding Bonnie D'Amico, resigned, seat 7, must operate a local business in western SoMa, for the unexpired portion of a three-year term ending November 23, 2007.

Question: Shall this Resolution be ADOPTED?

25. 061628 **[Appointment - Sweatfree Procurement Advisory Group]**

Resolution appointing Sarah Leiber Church and Virginia Villegas, terms ending December 17, 2007, to the Sweatfree Procurement Advisory Group, residency requirement waived.

Sarah Leiber Church, succeeding Abigail Levine, resigned, seat 3, must have significant experience as an advocate for human rights or the poor, for the unexpired portion of a two-year term ending December 17, 2007.

Virginia Villegas, succeeding Dale Jiajun Wen, resigned, seat 5, must be a member of the public, for the unexpired portion of a two-year term ending December 17, 2007.

Question: Shall this Resolution be ADOPTED?

Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated: _____

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

Present: Supervisors Daly, Peskin

061494 **[Appropriating $75,000 of General Fund Reserve to support Working Families Credit Program Outreach in the Human Services Agency for Fiscal Year 2006-2007]**

Supervisor Daly

Ordinance appropriating $75,000 of General Fund Reserve to support outreach for the Working Families Credit Program in the Human Services Agency for Fiscal Year 2006-2007.

12/5/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

27. 061478 **[Appropriating $2,006,473 for Violence Prevention Programming in the Juvenile Probation Department and the Department of Children, Youth and Their Families for Fiscal Year 2006-2007]**

Ordinance appropriating $1,000,000 from the Children's Fund, $779,370 of General Fund Reserve and $227,103 in Juvenile Probation Title IV-E (Foster Care) funds for violence prevention programs, including $423,021 in the Juvenile Probation Department for six additional Deputy Probation Officers and two Juvenile Counselors, and $1,583,452 in the Department of Children, Youth and Their Families for violence prevention contracts for Fiscal Year 2006-2007.

Question: Shall this Ordinance be PASSED ON FIRST READING?

28. 061497 **[Public Employment - Department of Elections]**

Supervisor Sandoval

Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the addition of a 9770, Community Development Assistant, and a 9772, Community Development Specialist in the Department of Elections, REG.

Question: Shall this Ordinance be PASSED ON FIRST READING?

29. 061584 **[Defining material collected for recycling to be solid waste under prevailing wage/displaced worker ordinance pertaining to City Contracts for hauling of solid waste.]**

Supervisors Peskin, Daly, Dufty, Mirkarimi

Ordinance amending Administrative Code Section 21.25-5 - requiring payment of prevailing wages to workers engaged in the hauling of solid waste generated by the City in the course of City operations, and retention of such workers upon a change in contractor - to include material collected for recycling in the definition of solid waste.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Daly, Peskin

30. 061583 **[Authorization for City to enter into Memorandum of Understanding with other Bay Area cities and counties to govern expenditure of fiscal year 2006 federal and state homeland security funds and to make San Francisco primary grantee and fiscal agent]**

Mayor

Resolution authorizing City and County officials to enter into a Memorandum of Understanding that would create a Urban Area Working Group with other Bay Area governmental entities to govern expenditure of federal and state fiscal year 2006 Urban Area Security Initiatives Program funds and that would make San Francisco the primary grantee and fiscal agent for those funds; further authorizing designated City and County officials to execute and file on behalf of the City and County of San Francisco any and all documentation necessary to apply for and receive federal and state financial assistance under the Urban Area Security Initiatives Program and other federal and state homeland security programs.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Daly, Dufty, Peskin

31. 061602 **[Authorizing the Office of Contract Administration to amend its contract with En Pointe to exceed $20 million]**

Resolution authorizing the Office of Contract Administration to enter into the Fourth amendment between the City and En Pointe (part of the Computer Store procurement vehicle), in which the amendment shall increase the contract amount from $20 million to $31 million.

(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

32. 061603 **[Authorizing the Office of Contract Administration to amend its contract with Xtech to exceed $25 million]**

Resolution authorizing the Office of Contract Administration to enter into the Fifth amendment between the City and Xtech (part of the Computer Store procurement vehicle), in which the amendment shall increase the contract amount from $25 million to $37 million.

(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

Recommendation of the Joint Budget and Finance/Land Use and Economic Development Committees

Present: Supervisors Daly, Maxwell, Dufty, Peskin, McGoldrick

33. 061498 **[Endorsement of Development Plan and Term Sheet for the Redevelopment of Naval Station Treasure Island]**

Mayor

Resolution endorsing the Development Plan and Term Sheet for the Redevelopment of Former Naval Station Treasure Island between Treasure Island Community Development, LLC and the Treasure Island Development Authority.

(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, McGoldrick

34. 061519 **[Condominium conversion lottery extension to 2008]**

Supervisor McGoldrick

Ordinance amending Subdivision Code Section 1396 to extend the annual 200-unit condominium conversion lottery until 2008; repealing Section 1396.1 to delete condominium conversion lottery provisions that are void by their own terms; adding Section 1396.1 to reenact the condominium conversion lottery process from 2005 and to establish provisions concerning the standby list selection process; and making environmental findings.

(Public Works Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

35. 061538 **[Exemption of housing for victims of domestic violence from compliance with the Uniform Visitor Policy for Residential Hotels]**

Supervisor Peskin

Ordinance amending Section 41D.1 those of the San Francisco Administrative Code to exempt from the requirements of Chapter 41D residential hotels that are operated by non-profit agencies to provide housing and supportive services to victims of domestic violence.

Question: Shall this Ordinance be PASSED ON FIRST READING?

36. 061493 **[Interim Zoning Requiring Conditional Use Authorization for Change in Use or Reduction of 15,000 square feet or more of Recreational Space]**

Supervisors Daly, Sandoval, McGoldrick

Resolution imposing interim zoning controls establishing a requirement for conditional use authorization for a change in use or reduction in size of any recreational space of 15,000 square feet or more including indoor or outdoor facilities, for an eighteen (18) month period and making a determination of consistency with the priority policies of Planning Code Section 101.1.

Question: Shall this Resolution be ADOPTED?

37. 061342 [Establishing City and County of San Francisco Policy for the Eastern Neighborhoods Rezoning and Community Plans Area]
Supervisors Maxwell, Ammiano, Peskin, McGoldrick
Resolution establishing City and County of San Francisco policy for the Eastern Neighborhoods Rezoning and Community Plans Area.

Question: Shall this Resolution be ADOPTED?

Recommendation of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

38. 061567 [Board of Supervisors - Meeting Schedule]
Resolution revising the regular meeting schedule of the Board of Supervisors by canceling the January 16, 2007, February 20, 2007, May 29, 2007, July 3, 2007, October 9, 2007, November 27, 2007, December 18, 2007, December 25, 2007 and January 1, 2008 meetings and by canceling all Board and Committee meetings from August 15 through September 4, 2007.
(Clerk of the Board)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

39. 061659 **[Hearing - Fisherman's Wharf Portside Community Benefit District]**
Supervisor Peskin
Hearing of persons interested in or objecting to proposed Resolution of Formation: Establishing a business-based business improvement district to be known as the "Fisherman's Wharf Portside Community Benefit District (CBD)," ordering the levy and collection of assessments against businesses located in that district for fourteen (14) years commencing with fiscal year 2006-2007, subject to conditions as specified, and making environmental findings.
(Clerk of the Board)

Action:_____

40. 061660 **[Resolution to Establish the Fisherman's Wharf Portside Community Benefit District]**
Supervisor Peskin
Resolution of Formation: Establishing a business-based business improvement district to be known as the "Fisherman's Wharf Portside Community Benefit District (CBD)," ordering the levy and collection of assessments against businesses located in that district for fourteen (14) years commencing with fiscal year 2006-2007, subject to conditions as specified, and making environmental findings.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

SPECIAL ORDER 3:30 PM

41. 061414 **[Public Hearing - Sidewalk Assessment Costs]**
Hearing of persons interested in or objecting to report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund.
(Clerk of the Board)

Action:_____

42. 061415 **[Report of assessment costs for sidewalk and curb repairs]**
Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 4:00 P.M.

43. 061417 **[Hearing -Tentative Parcel Map, 455 Buena Vista East]**
Hearing of persons interested in or objecting to the decision of the Department of Public Works dated October 3, 2006, approving a proposed Tentative Parcel Map to create a 2-Lot Subdivision project located at 455 Buena Vista Avenue, Lot 270 in Assessor's Block 2607. (Appellant: Peter Yedidia). (Filed October 13, 2006; companion measure to Files 061487, 061488, 061489; District 8.)

11/7/2006, CONTINUED Continued to December 12, 2006.

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Tentative Parcel Map described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)

44. 061487 **[Approving decision of the Director of Public Works and approving the Tentative Parcel Map for 455 Buena Vista East]**
Motion approving decision of the Director of Public Works and approving the Tentative Parcel Map for a 2-lot subdivision project at 455 Buena Vista East, Lot 270 in Assessor's Block 2607, and making environmental and General Plan findings.

11/7/2006, CONTINUED. Continued to December 12, 2006.

Question: Shall this Motion be APPROVED?

45. 061488 **[Disapproving decision of the Director of Public Works and disapproving the Tentative Parcel Map for 455 Buena Vista East]**
Motion disapproving decision of the Director of Public Works and disapproving the Tentative Parcel Map for a 2-lot subdivision project at 455 Buena Vista East, Lot 270 in Assessor's Block 2607, and making environmental and General Plan findings.

11/7/2006, CONTINUED. Continued to December 12, 2006.

Question: Shall this Motion be APPROVED?

46. 061489 **[Preparation of findings related to the Tentative Parcel Map appeal for 455 Buena Vista East]**
Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision concerning a Tentative Parcel Map for a 2-lot subdivision project at 455 Buena Vista East, Lot 270 in Assessor's Block 2607, and making environmental and General Plan findings.

11/7/2006, CONTINUED. Continued to December 12, 2006.

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 4:30 P.M.

APPEAL PROCEDURES
Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:

1. *Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
2. *Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
3. *Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
4. *Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.*
5. *Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.*

47. **061591** **[Public Hearing - Appeal of Categorical Exemption from Environmental Review for 538 Laidley Street]**
Hearing of persons interested in or objecting to the decision of the Planning Department dated May 31, 2006, (Building Permit Application No. 2005.01.14.3283), exempting from environmental review under the California Environmental Quality Act ("CEQA") the proposed project at 538 Laidley Street, Lot 012 in Assessor's Block 6728. The proposal would construct a three-story over garage single-family residence on a vacant lot zoned RH-1 (Residential, House, One-Family) District in a 40-X Height and Bulk District. (Appellant: Ian Haddow)
(Filed November 15, 2006; Companion measure to Files 061591, 061592, 061593, 061594, District 8.)

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)

48. **061592** **[Affirming the categorical exemption issued for 538 Laidley Street project]**
Motion affirming the determination by the Planning Department that the 538 Laidley Street project is categorically exempt from environmental review under the California Environmental Quality Act

Question: Shall this Motion be APPROVED?

49. 061593 **[Disapproving the categorical exemption issued for 538 Laidley Street project]**
Motion disapproving the determination by the Planning Department that the 538 Laidley Street project is categorically exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

50. 061594 **[Preparation of findings related to the 538 Laidley Street project]**
Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 538 Laidley Street is exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following items will be considered by the Rules Committee at a Rescheduled Meeting on Thursday, December 7, 2006 at 12:00 p.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, December 12, 2006.

51. 061545 **[Settlement of Lawsuit - Peter P. Naughton and Bernadette A. Naughton as Trustees of the 2004 Peter P. Naughton and Bernadette A. Naughton Revocable Trust v. CCSF, et al.]**
Ordinance approving settlement of litigation brought by Peter P. Naughton and Bernadette A. Naughton as Trustees of the 2004 Peter P. Naughton and Bernadette A. Naughton Revocable Trust to quiet title as to the City and County of San Francisco in certain utility easements, in the action entitled Peter P. Naughton and Bernadette A. Naughton as Trustees of the 2004 Peter P. Naughton and Bernadette A. Naughton Revocable Trust v. City and County of San Francisco, et al. (San Francisco Superior Court No. CGC-05-440100, filed April 5, 2005), for a total value of $136,000.00.
(Real Estate Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

52. 061611 **[Extending term of Back Streets Business Advisory Board]**
Supervisor Maxwell
Ordinance extending for an additional nine months the term of the Back Streets Business Advisory Board.

Question: Shall this Ordinance be PASSED ON FIRST READING?

53. 061615 **[Extending the Select Committee on Ending Gun and Gang Violence]**
Supervisor Maxwell
Motion extending the Select Committee on Ending Gun and Gang Violence.

Question: Shall this Motion be APPROVED?

54. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

55. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 56 through 66

56. 061648 **[San Francisco Unified School District General Obligation Bonds]**
Supervisor Ammiano
Resolution authorizing the San Francisco Unified School District to issue and sell on its own behalf its general obligation bonds approved by the voters at the November 7, 2006 election without further action by this Board of Supervisors or any other officer of the City and County of San Francisco; ratifying certain actions previously taken; and granting general authority to City and County of San Francisco officials to take necessary actions in connection with the issuance of the general obligation bonds by the San Francisco Unified School District; and providing prior notice to the City and County of San Francisco for the anticipated sale and issuance of any future series of bonds.

12/5/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 4:00 P.M.

43. 061417 **[Hearing -Tentative Parcel Map, 455 Buena Vista East]**
Hearing of persons interested in or objecting to the decision of the Department of Public Works dated October 3, 2006, approving a proposed Tentative Parcel Map to create a 2-Lot Subdivision project located at 455 Buena Vista Avenue, Lot 270 in Assessor's Block 2607. (Appellant: Peter Yedidia). (Filed October 13, 2006; companion measure to Files 061487, 061488, 061489; District 8.)

11/7/2006, CONTINUED. Continued to December 12, 2006.

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Tentative Parcel Map described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)

44. 061487 **[Approving decision of the Director of Public Works and approving the Tentative Parcel Map for 455 Buena Vista East]**
Motion approving decision of the Director of Public Works and approving the Tentative Parcel Map for a 2-lot subdivision project at 455 Buena Vista East, Lot 270 in Assessor's Block 2607, and making environmental and General Plan findings.

11/7/2006, CONTINUED. Continued to December 12, 2006.

Question: Shall this Motion be APPROVED?

45. 061488 **[Disapproving decision of the Director of Public Works and disapproving the Tentative Parcel Map for 455 Buena Vista East]**
Motion disapproving decision of the Director of Public Works and disapproving the Tentative Parcel Map for a 2-lot subdivision project at 455 Buena Vista East, Lot 270 in Assessor's Block 2607, and making environmental and General Plan findings.

11/7/2006, CONTINUED. Continued to December 12, 2006.

Question: Shall this Motion be APPROVED?

46. 061489 **[Preparation of findings related to the Tentative Parcel Map appeal for 455 Buena Vista East]**
Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision concerning a Tentative Parcel Map for a 2-lot subdivision project at 455 Buena Vista East, Lot 270 in Assessor's Block 2607, and making environmental and General Plan findings.

11/7/2006, CONTINUED. Continued to December 12, 2006.

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 4:30 P.M.

APPEAL PROCEDURES
Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:

1. *Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
2. *Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
3. *Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
4. *Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.*
5. *Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.*

47. 061591 **[Public Hearing - Appeal of Categorical Exemption from Environmental Review for 538 Laidley Street]**
Hearing of persons interested in or objecting to the decision of the Planning Department dated May 31, 2006, (Building Permit Application No. 2005.01.14.3283), exempting from environmental review under the California Environmental Quality Act ("CEQA") the proposed project at 538 Laidley Street, Lot 012 in Assessor's Block 6728. The proposal would construct a three-story over garage single-family residence on a vacant lot zoned RH-1 (Residential, House, One-Family) District in a 40-X Height and Bulk District. (Appellant: Ian Haddow)
(Filed November 15, 2006; Companion measure to Files 061591, 061592, 061593, 061594, District 8.)

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)

48. 061592 **[Affirming the categorical exemption issued for 538 Laidley Street project]**
Motion affirming the determination by the Planning Department that the 538 Laidley Street project is categorically exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

49. 061593 **[Disapproving the categorical exemption issued for 538 Laidley Street project]**
Motion disapproving the determination by the Planning Department that the 538 Laidley Street project is categorically exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

50. 061594 **[Preparation of findings related to the 538 Laidley Street project]**
Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 538 Laidley Street is exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following items will be considered by the Rules Committee at a Rescheduled Meeting on Thursday, December 7, 2006 at 12:00 p.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, December 12, 2006.

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Ordinance approving settlement of litigation brought by Peter P. Naughton and Bernadette A. Naughton as Trustees of the 2004 Peter P. Naughton and Bernadette A. Naughton Revocable Trust to quiet title as to the City and County of San Francisco in certain utility easements, in the action entitled Peter P. Naughton and Bernadette A. Naughton as Trustees of the 2004 Peter P. Naughton and Bernadette A. Naughton Revocable Trust v. City and County of San Francisco, et al. (San Francisco Superior Court No. CGC-05-440100, filed April 5, 2005), for a total value of $136,000.00.
(Real Estate Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

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Supervisor Maxwell
Ordinance extending for an additional nine months the term of the Back Streets Business Advisory Board.

Question: Shall this Ordinance be PASSED ON FIRST READING?

53. 061615 **[Extending the Select Committee on Ending Gun and Gang Violence]**
Supervisor Maxwell
Motion extending the Select Committee on Ending Gun and Gang Violence.

Question: Shall this Motion be APPROVED?

54. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities

55. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
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FOR ADOPTION WITHOUT COMMITTEE REFERENCE

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Items 56 through 66

56. 061648 **[San Francisco Unified School District General Obligation Bonds]**
Supervisor Ammiano
Resolution authorizing the San Francisco Unified School District to issue and sell on its own behalf its general obligation bonds approved by the voters at the November 7, 2006 election without further action by this Board of Supervisors or any other officer of the City and County of San Francisco; ratifying certain actions previously taken; and granting general authority to City and County of San Francisco officials to take necessary actions in connection with the issuance of the general obligation bonds by the San Francisco Unified School District; and providing prior notice to the City and County of San Francisco for the anticipated sale and issuance of any future series of bonds.

12/5/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

57. 061649 **[Grant for HIV/AIDS prevention in the San Francisco County Jail]**

Supervisor Ammiano

Resolution authorizing the San Francisco Department of Public Health (DPH), Jail Health Services, Forensic AIDS Project to accept and expend retroactively a new grant in the amount of $28,449, from the United States Conference of Mayors Research and Education Foundation (COMREF) in support of a program entitled Reaching Inward for Self-Empowerment (RISE) Project HIV/AIDS Prevention Program Grant, for the period of September 1, 2006 through August 31, 2007 with continuation for one additional year, which includes a sub-contract with the San Francisco State University Center for Research on Gender and Sexuality in the amount of $12,000 for the same time period.

12/5/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

58. 061650 **[Apply for State Grant - Sheriff's Department project to address the needs of mentally ill offenders in the jails]**

Supervisor Dufty

Resolution authorizing the Sheriff's Department to apply for a 18-month grant in an amount not to exceed $1,000,000 from the Corrections Standards Authority for the Mentally Ill Offenders Crime Reduction (MIOCR) Grant Program.

12/5/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

59. 061651 **[Urging the Planning Director to monitor the development of San Francisco State University's Master Plan]**

Supervisor Elsbernd

Resolution urging the Planning Director to monitor the development of San Francisco State University's Master Plan.

12/5/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

60. 061652 **[DPW Notification Process for Sidewalk Repair]**

Supervisors Elsbernd, Jew, Mirkarimi

Resolution urging the Department of Public Works to improve its notification process to responsible property owners for the construction, repair, and replacement of sidewalks.

12/5/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

51. 061653 **[Grant for Pandemic Influenza Preparedness]**

Supervisor Maxwell

Resolution authorizing the San Francisco Department of Public Health (DPH), Communicable Disease Control and Prevention Section to accept and expend retroactively a new grant in the amount of $88,582, from the California Department of Health Services (CDHS), to undertake pandemic influenza emergency preparedness and response planning and to enter into an agreement for the use of these funds; for the period of May 22, 2006 to April 30, 2008.

12/5/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

52. 061654 **[Monster Cable Products, Inc]**

Supervisors McGoldrick, Ammiano, Daly, Maxwell, Mirkarimi, Peskin, Sandoval, Alioto-Pier

Resolution urging Monster Cable Inc. to provide a fair severance package to the over 120 laid-off workers at the Brisbane facility and to support these workers and the local community in dealing with the long-term detrimental impacts of Monster Cable Product's outsourcing of production jobs.

12/5/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

63. 061655 **[Urging the San Francisco Unified School District and the Recreation and Park Department to alleviate traffic impacts on the 1300 block of 6th Avenue]**

Supervisors Mirkarimi, Elsbernd

Resolution urging the San Francisco Unified School District and the Recreation and Parks Department to help alleviate the traffic impact created by the loss of the parking at the lot on the 1300 block of 6th Avenue.

12/5/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

64. 061656 **[Lee Mallory Day]**

Supervisor Peskin

Resolution declaring January 10, 2007 as Lee Mallory Day in San Francisco.

12/5/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

65. 061657 **[Center for Elderly Suicide Prevention and Grief Related Services (CESP) Day]**

Supervisor Peskin

Resolution proclaiming December 10th, 2006, as CESP Day in San Francisco.

12/5/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

66. 061658 **[Declaration of Election Results - November 7, 2006]**
Supervisor Peskin
Resolution declaring the results of the November 7, 2006 Consolidated General Election.

12/5/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

67. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from November 28, 2006 through December 4, 2006, for reference by President to appropriate committee on December 12, 2006.

061674 **[Restricting parking on Turk and Larkin Streets and Golden Gate Avenue adjacent to the Federal Building at 450 Golden Gate Avenue to law enforcement vehicles authorized by the Federal Protective Service of the Department of Homeland Security]**
Ordinance amending the Traffic Code to restrict parking or standing by vehicles on Turk and Larkin Streets and on Golden Gate Avenue adjacent to the Phillip Burton Federal Building at 450 Golden Gate Avenue to law enforcement vehicles authorized by the Federal Protective Service of the Department of Homeland Security.
(Parking and Traffic Department)

12/4/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061675 **[Amending the Traffic Code to replace obsolete references to the Public Utilities Commission with references to the Municipal Transportation Agency]**
Ordinance (1) amending the San Francisco Traffic Code by amending Sections 13 and 32.1.10 and (2) amending the San Francisco Public Works Code by amending Section 250.242 to replace obsolete references to the Public Utilities Commission with references to the Municipal Transportation Agency ("MTA") to reflect the MTA's assumption of authority over functions previously under the jurisdiction of the Commission.
(Parking and Traffic Department)

12/4/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from November 28, 2006 through December 4, 2006, for reference by President to appropriate committee on December 12, 2006.

061670 **[Gift - Private - Department of Public Health, Laguna Honda Hospital & Rehabilitation Center]**
Resolution authorizing the Department of Public Health, Laguna Honda Hospital & Rehabilitation Center to accept a gift of van valued in the amount of $39,889.16 from the Laguna Honda Hospital Volunteers Inc., for use in the transportation of LHH residents off campus.
(Public Health Department)

11/29/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061671 **[Parking Regulations]**

Resolution enacting and rescinding parking regulations at various locations.

ONE-HOUR PARKING METER TIME LIMIT - RESCIND
TWO-HOUR PARKING METER TIME LIMIT - ESTABLISH
Haight Street, between Masonic Avenue and Stanyan Street (Note: Does not change time limits of green and yellow meters).

ONE-HOUR PARKING METER TIME LIMIT - RESCIND
TWO-HOUR PARKING METER TIME LIMIT - ESTABLISH
Masonic Avenue, Ashbury Street, Clayton Street, Belvedere Street, Cole Street and Shrader Street, approximately 100 feet north and south of Haight Street (Note: does not change time limits of green and yellow meters).

RESIDENTIAL PERMIT PARKING AREA "Y" (2-HOUR TIME LIMIT, 9 AM - 4 PM, EVERYDAY) - ESTABLISH
Harrison Street, north side, between east property line of Beale Street and west property line of 388 Beale Street

TOW-AWAY, NO STOPPING ANYTIME - RESCIND
PARKING METER AREA NO. 1 (2-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Harrison Street, north side, between the west property line of 388 Beale Street and Fremont Street (currently unregulated).

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Potrero Avenue, west side, from 24th Street to 16 feet northerly; and,
Potrero Avenue, east side, from 24th Street to 16 feet southerly.

NO PARKING ANYTIME - ESTABLISH
Edgehill Way both sides, between 16 Edgehill Way and 40 Edgehill Way (for fire engine vehicle clearance).

UNMETERED MOTORCYCLE PARKING - ESTABLISH
Oak Street, south side, between the driveways of 1165-69 and 1171 Oak Street (9.5 foot space, accommodating 2 unmetered motorcycle spaces).

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH
McCoppin Street, south side, from Valencia Street to the western terminus of street.

UNMETERED MOTORCYCLE PARKING - ESTABLISH
7th Street, west side, from 93 to 112 feet north of Townsend Street (adds 5 more motorcycle spaces).

RESIDENTIAL PERMIT PARKING AREA "O" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Ulloa Street, both sides, between 21st and 22nd Avenues (2000 block).

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Mission Street, north side, from Farragut Avenue to 40 feet easterly

NO PARKING ANYTIME - RESCIND
TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Whittier Street, east side, from Mission Street to 76 feet southerly
(Parking and Traffic Department)
(11/30/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a

negligible increase in the use of the street;
DPT Order No. 3274.)

12/4/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061672 **[STOP Intersections]**
Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
Avalon Avenue at Moscow Street, stopping westbound Avalon Avenue, making this Y-intersection an All-Way STOP;
Sierra and Texas Streets, stopping Sierra Street, the stem of this T-intersection;
Persia Avenue at Prague Street, stopping Persia Avenue, making this intersection an All-Way STOP;
Devonshire Way and Oak Park Drive, stopping Devonshire Way, making this intersection an All-Way STOP; and,
Kenwood Way and Keystone Way, stopping all approaches to this T-Intersection, making this intersection an All-Way STOP.
(Parking and Traffic Department)
(11/30/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3274.)

12/4/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061673 **[Traffic Regulations]**
Resolution enacting and rescinding traffic regulations on various streets.

ONE-WAY STREET (EASTBOUND ONLY) - ESTABLISH
BICYCLE LANES (EASTBOUND) - ESTABLISH
14th Street, from Market Street to Dolores Streets.

TOW-AWAY LANE MUST TURN RIGHT - ESTABLISH
Broadway, south side, between Grant Avenue and Columbus Avenue.
(Parking and Traffic Department)
(11/30/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3274.)

12/4/2006, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

061676 **[Petitions and Communications]**

Petitions and Communications received from November 28, 2006 through December 4, 2006 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on December 12, 2006.

From Office of the Legislative Analyst, submitting report on discounted Muni fares for 18-24 year olds. File 060429 (1)

From Khaled & Musa Dajani, submitting request to transfer and reactivate an Off-Sale Type 20 Beer and Wine license from 1306 Fulton Street to 1302 Fulton Street for Khaled & Musa Dajani dba Café Abir. (2)

From Human Services Agency, regarding circumstances surrounding the deaths of homeless people who have died in or near homeless shelters and in Golden Gate Park. File 060377 (3)

From MTA/Department of Parking and Traffic, regarding removal of graffiti on parking signs at various locations in District 5. (Reference Nos. 20061024-007, 20061017-007) Copy: Supervisor Mirkarimi (4)

From Department of Parking and Traffic, regarding removal of graffiti on light switchboxes at various locations in District 5. (Reference No. 20061107-003) Copy: Supervisor Mirkarimi (5)

From MTA/Department of Parking and Traffic, regarding removal of graffiti on light switchboxes at various locations in District 5. (Reference No. 20061114-012) Copy: Supervisor Mirkarimi (6)

From MTA/Department of Parking and Traffic, regarding the feasibility of installing signs informing tour bus drivers to turn off their engines while parked near Alamo Square. (Reference No. 20061024-001) Copy: Supervisor Mirkarimi (7)

From Aging and Adult Services Commission, submitting the Aging and Adult Services Commission's internal attendance policy. Copy: Rules Clerk (8)

From Citizens' General Obligation Bond Oversight Committee, submitting the Citizens' General Obligation Bond Oversight Committee's internal attendance policy. Copy: Rules Clerk (9)

From Commission on the Environment, submitting the Commission on the Environment's internal attendance policy. Copy: Rules Clerk (10)

From SF Film Commission, submitting the Film Commission's internal attendance policy. Copy: Rules Clerk (11)

From Fire Commission, submitting the Fire Commission's internal attendance policy. Copy: Rules Clerk (12)
From the Graffiti Advisory Board, submitting the Graffiti Advisory Board's internal attendance policy. Copy: Rules Clerk (13)

From Public Library, submitting the Public Library Commission's internal attendance policy. Copy: Rules Clerk (14)

From Municipal Transportation Agency, submitting the Municipal Transportation Agency's internal attendance policy. Copy: Rules Clerk (15)

From Commission on the Status of Women, submitting the Commission on the Status of Women's internal attendance policy. Copy: Rules Clerk (16)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission

regarding the cellular base site at 555 De Haro Street. (17)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 77 Beale Street. (18)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 272 Claremont Boulevard. (19)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 1801 Fulton Street. (20)

From Department of Public Works, regarding graffiti removal from the Western Addition Public Library. (Reference No. 20061114-001) Copy: Supervisor Mirkarimi (21)

From Department of Public Works, regarding status of repairing potholes on Grove Street, intersection of Grove and Central Streets and 926 Grove Street. (Reference No. 20061017010) Copy: Supervisor Mirkarimi (22)

From Department of Public Works, regarding removing graffiti from the mailboxes at the northwest corner of Divisadero and Eddy Streets. (Reference No. 20061114-006) Copy: Supervisor Mirkarimi (23)

From Department of Public Works, regarding removing graffiti from the phone switch boxes at various locations in District 5. (Reference No. 20061114-008) Copy: Supervisor Mirkarimi (24)

From Department of Public Works, regarding removing graffiti from the Chronicle newsstand at the southwest corner of Broderick and McAllister Streets. (Reference No. 20061114-007) Copy: Supervisor Mirkarimi (25)

From Department of Public Works, regarding request for an all way stop sign at York and 26th Streets. (Reference No. 20060919-016) Copy: Supervisor Mirkarimi (26)

From Department of Public Works, regarding removing graffiti from garbage cans from the southwest corner of Hayes and Lyon. (20061114-005) Copy: Supervisor Mirkarimi (27)

From Department of Public Works, regarding removing graffiti from newsstands at the southwest corner of Hayes and Central and the northeast corner of Hayes and Laguna Streets. (Reference No. 20061031-011) Copy: Supervisor Mirkarimi (28)

From Airport Director, submitting request for waiver of Administrative Code Chapters 12B, 12C and 14A for the SFO-Travelers-Aid volunteer recognition luncheon sponsored by the Airport. (29)

From Office of the Controller, submitting their un-audited financial statements for the 2005-2006 fiscal year that ended June 30, 2006. (30)

From Port Commission, submitting the Port Commission's internal attendance policy. (30)

From Tony An, regarding how to stop wireless phone companies from charging consumers for text messages received. Copy: Each Supervisor (31)

From Ilya & Galina Gorodetsky, regarding the difficulty they are having getting an overpayment (in property taxes) returned to them by the City and County of San Francisco. Copy: Controller's Office (32)

From Christian Holmer, submitting an immediate disclosure request from the Mayor's Office of Communications. 3 letters (33)

From Asian Art Commission, submitting the Asian Art Commission's internal attendance policy. (34)

From Bruce Brugmann, submitting an editorial from the San Francisco Bay Guardian regarding PG&E and public power (35)

From Marilyn Amini, urging the Board of Supervisors to veto proposed ordinance making marijuana offenses the lowest law enforcement priority and that establishes a Community Over-Sight Committee regarding enforcement of marijuana offenses in San Francisco. Files 061205, 061554 (36)

From Greenaction for Environmental Justice, urging the City not to operate the Combustion Turbines (in the Potrero District) until it can reach an agreement with Mirant to reduce generation by an equivalent amount. (37)

From Patrick Monette-Shaw, urging the Board to provide government records (and forms) in their native electronic format. File 061418, Copy: Rules Committee members (38)

From Francisco Da Costa, regarding various environmental problems in the Bayview/Hunters Point area of San Francisco. 4 letters (39)

From Axis of Love SF, submitting a community service amendment to the current medical cannabis legislation. File 061205, Copy: Each Supervisor (40)

From concerned citizens, submitting various comments on the recent decision by the San Francisco Board of Education to ban the JROTC from San Francisco schools. 2 letters (41)

From concerned citizens, submitting opposition to proposed legislation imposing interim zoning controls (establishing a requirement for conditional use authorization) for a change in use or reduction in size of any recreational space of 15,000 square feet or more including indoor or outdoor facilities, for an eighteen month period. File 061493, 2 letters (42)

From Jim Breslin, commenting on the lack of maintenance on Portola Drive's center island between 14th Avenue and Vicente Street. Copy: Supervisor Elsbernd (43)

From Christian Holmer, regarding requested redaction notations from the City Attorney's Office. (44)

From Arc Ecology, urging the Board to support the "Treasure Island Term Sheet" as submitted by Arc Ecology. File 061498, Copy: Each Supervisor (45)

From Elizabeth Flanagan, submitting support for proposed legislation that requires conditional use authorization for any project involving the change in use of an elementary or secondary school. File 061163 (46)

From Ellen Brodbine, submitting support for continued funding of the Neighborhood Emergency Response Training (NERT) program. (47)

From Mesha Monge-Irizarry, submitting opposition to installing video surveillance cameras at 16th and Mission Streets. (48)

From Tony Ciampi, regarding keeping the 49ers in San Francisco. Copy: Mayor (49)

APPOINTMENTS BY THE MAYOR
Civil Service Commission
Yu-Yee Wu

ADJOURNMENT

Legislation Pending Under the "30 Day Rule"

These items may not be heard by Committee until the date in the right hand column.

As Revised

December 7, 2006

Rule 5.40 provides that when an ordinance or resolution is introduced which would create or revise major city policy, the committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply urge action to be taken.

Resolution authorizing and directing the sale of not to exceed $35,000,000 aggregate principal amount of CCSF Taxable General Obligation Bonds (Seismic Safety Loan Program, 1992), Series 2006A; approving the form of a credit agreement pursuant to which such bonds will be issued and sold; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said bonds.	061601	Budget and Finance Committee	Supervisor Dufty	11/21/06	12/21/06
Ordinance amending Subdivision Code by amending Section 1396 to extend the annual 200-unit condominium conversion lottery until 2008; adding Section 1396.3 to prioritize condominium conversion lottery based on seniority of participation in prior lotteries, to continue this lottery selection process for two years; and making environmental findings.	061563	Land Use and Economic Development Committee	Supervisor Dufty	11/14/06	12/114/06
Ordinance amending the S.F.Business and Tax Regulations Code by adding Section 76.5, to set a May 1 cutoff for the annual renewal of taxi driver permits.	061526	Budget and Finance Committee	Supervisor Elsbernd	11/7/06	12/7/06

Ordinance amending the S.F. Police Code by amending Section 1137, to synchronize the cycle for the Controller's biennial review of taxi fares and the gate cap with the City's budget cycle.	061527	Budget and Finance Committee	Supervisor Elsbernd	11/7/06	12/7/06
Ordinance approving changes to the Residential Inclusionary Affordable Housing Requirements by amending various sections of the Planning Code to clarify regulations in effect for particular projects; to modify certain definitions related to income and sale price calculation; to conform the legislation to the requirement that the ordinance apply to all projects of 5 units or more; to establish separate requirements for buildings of 120 feet in height or greater, to clarify the requirements related to the type of on- and off-site housing required, and to establish a preference in the lottery for on- and off-site units for people who live/work in SF; to provide updated guidelines for the calculation of the in lieu fee and to allow MOH to expend funds for a study to periodically update the fee; to change the amount of time an ownership unit shall remain affordable; to amend certain monitoring and study obligations; and making a related change to the Jobs-Housing Linkage Program to make annual adjustments in the in lieu fee for that program correspond to the method used for the Residential Inclusionary Affordable Housing Program.	061529	Land Use and Economic Development Committee	Supervisor McGoldrick	11/7/06	12/7/06

Ordinance amending S.F. Planning Code Sections 351 and 355 to adjust fees for Planning Department services, and making environmental findings.	061535	Budget and Finance Committee	Supervisor Peskin	11/7/06	12/7/06
Ordinance amending the SF Planning Code by amending Section 176 to provide for penalties for violation of the Planning Code of not less than $200 per day, to specify that the City Attorney may seek attorneys' fees and costs for all enforcement actions, and to provide that all such fees and costs collected shall be deposited in the Planning Code Enforcement Fund. .	061539	Land Use and Economic Development Committee	Supervisor Peskin	11/7/06	12/7/06

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